

City Clerk File No. Ord. 17-108

Agenda No. 3.A 1st Reading

Agenda No. 4.A. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 17-108

TITLE:

**ORDINANCE REAPPROPRIATING \$1,951,796.81 OF
PROCEEDS OF OBLIGATIONS NOT NEEDED FOR
THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE
FOR A CAPITAL IMPROVEMENT IN AND BY THE CITY
OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW
JERSEY**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY (NOT LESS THAN TWO-THIRDS OF ALL MEMBERS THEREOF AFFIRMATIVELY CONCURRING) AS FOLLOWS:

Section 1. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$1,951,796.81 of the proceeds of obligations originally made available pursuant to Bond Ordinance No. 13.031 of the City of Jersey City, in the County of Hudson, New Jersey (the "City"), finally adopted by the Municipal Council of the City on April 10, 2013 ("Bond Ordinance No. 13.031"), namely, Sections 3(a)(3), 3(a)(4) and 3(a)(6) of Bond Ordinance No. 13.031, are no longer necessary for the purposes for which the obligations previously were authorized.

Section 2. The \$1,951,796.81 described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39, comprised of \$1,355,960.92 from Section 3(a)(3) of Bond Ordinance No. 13.031, \$94,846.77 from Section 3(a)(4) of Bond Ordinance No. 13.031 and \$500,989.12 from Section 3(a)(6) of Bond Ordinance No. 13.031 are hereby reappropriated to provide for the completion of the City's document restoration project began as a result of the damage caused by Super Storm Sandy, including all work and materials necessary therefor and incidental thereto.

Section 3. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

**ORDINANCE REAPPROPRIATING \$1,951,796.81 OF
PROCEEDS OF OBLIGATIONS NOT NEEDED FOR
THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE
FOR A CAPITAL IMPROVEMENT IN AND BY THE CITY
OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW
JERSEY**

Section 4. This ordinance shall take effect 20 days after the first publication thereof
after final adoption, as provided by the Local Bond Law.

APPROVED AS TO LEGAL FORM

APPROVED: 

Corporation Counsel

APPROVED: _____

Business Administrator

Certification Required ☐

Not Required ☐

ORDINANCE FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance

ORDINANCE REAPPROPRIATING \$1,951,796.81 OF PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR A CAPITAL IMPROVEMENT IN AND BY THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY

Initiator

Department/Division	Administration	Management & Budget
Name/Title	Donna Mauer	Chief Financial Officer
Phone/email	201-547-5042	DonnaM@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

This ordinance will allow for the reappropriation of funds for the restoration of documents damaged in Super Storm Sandy.

I certify that all the facts presented herein are accurate.

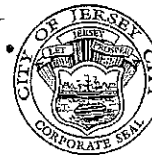


Signature of Department Director

7/25/17

Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. 17-108

TITLE:

3.A. AUG 16 2017 4.A. SEP 13 2017
Ordinance reappropriating \$1,951,798.81 of proceeds of obligations not needed for their original purposes in order to provide for a capital improvement in and by the City of Jersey City, in the County of Hudson, New Jersey.

RECORD OF COUNCIL VOTE ON INTRODUCTION

AUG 16 2017 9-0

COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING

SEP 13 2017 9-0

Councilperson <u>WATTERMAN</u> moved, seconded by Councilperson <u>RIVERA</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY

Councilperson moved to amend* Ordinance, seconded by Councilperson & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
GADSDEN				OSBORNE				WATTERMAN			
BOGGIANO				ROBINSON				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE

SEP 13 2017 9-0

COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on AUG 16 2017

Adopted on second and final reading after hearing on SEP 13 2017

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 13 2017

Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date

SEP 13 2017

APPROVED:

Steven M. Fulop, Mayor

Date

SEP 15 2017

SEP 14 2017

Date to Mayor

City Clerk File No. Ord. 17-109

Agenda No. 3.B 1st Reading

Agenda No. 4.B 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 17-109

TITLE: ORDINANCE BY THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
VACATING AN ALLEY LYING BETWEEN NEWKIRK STREET AND CUBBERLY
PLACE, JERSEY CITY, NEW JERSEY

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, the City of Jersey City (the "City") does possess rights-of-way through all public streets, thoroughfares and sidewalks located within the City; and

WHEREAS, The City is authorized pursuant to N.J.S.A. 40:67-1 et seq. and N.J.S.A. 40-A:12-5 to establish, change the grade of or vacate any public Street, highway, lane or alley, or any part thereof at the discretion of the City; and

WHEREAS, Salman Capital LLC ("Petitioner") has filed a petition with the Municipal Council of the City of Jersey City requesting a vacation of an alley lying between Newkirk St. and Cubberly Place, which is more particularly described by the metes and bounds description and depicted and attached to the Vacation Survey, attached as Exhibit A to the Ordinance; and

WHEREAS, the alley lying between Newkirk St. and Cubberly Place is located within the City of Jersey City, County of Hudson and State of New Jersey; and

WHEREAS, there is no municipal or public need for the alley lying between Newkirk St. and Cubberly Place and the Petitioner now desires this alley be vacated; and

WHEREAS, the area being vacated is no longer necessary for the general public use, and the rights of the public will not be injuriously or adversely affected by the requested vacation, and such vacation advances the public safety and welfare; and

WHEREAS, the City is authorized to vacate the alley as set forth in Exhibit "A";
and

WHEREAS, the Petitioner owns the property located on the adjacent 4 lots immediately east of the alley to be vacated more particularly referred to as Block 12106, Lots 1,2,3, and 4 as well as the adjacent 2 lots immediately west of the alley to be vacated, more particularly referred to as Block 12105, Lots 5 & 6 on the official tax map of the City of Jersey City ("Property"); and

WHEREAS, the desired alley to be vacated is a "paper dedicated alley" and not an active public right of way; and

WHEREAS, All Municipal Directors and the New Jersey Department of Transportation have reviewed and approved the proposed vacation of the alley lying between Newkirk St. and Cubberly Place; and

WHEREAS, said Petition has been duly advertised and proof of the giving of due notice of the petition requesting enactment of the is ordinance as required by Law has been filed with the City Clerk, and the Municipal Council having held a public hearing thereon, and no objections having been made thereto;

NOW THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that:

Section 1: The alley located between the adjacent 4 lots immediately east of the alley to be vacated more particularly referred to as Block 12106, Lots 1,2,3, and 4 and the adjacent 2 lots immediately west of the alley to be vacated., more particularly referred to as Block 12105, Lots 5 & 6 and as more particularly described and as are shown and delineated on Exhibit A which is attached to this Ordinance, be and same is vacated and included in Block 12106, Lots 1,2,3, & 4 and Block 12105, lots 5 & 6, and the public easement and rights therein be and same are hereby extinguished, which parts of said alley are more particularly described in the metes and bounds descriptions contained in Exhibit A to the Ordinance, which is incorporated herein by reference.

Section II: All costs and expenses related to the introduction, passage and publication of this Ordinance, including the preparation and mailing of any and all notices related to this ordinance upon property owners within 200 feet of the area to be vacated, shall be borne and paid by the Petitioner.

Section III: The Petitioner shall file this Ordinance and the Maps with the Register of the County of Hudson within (60) days after the Ordinance becomes effective.

Section IV: This Ordinance shall be subject to the following:

1) In the event the utilities, if any, presently under the alley being vacated hereunder, are not moved to another location or abandoned in place, and easement in perpetuity is reserved for the benefit of the City of Jersey City, Jersey City Municipal Utilities Authority and all public utility companies, including any cable television company as defined in the "Cable Television Act", P.L. 1972, c. 186 (c. 48:5A-1 et seq.) for the purpose of ingress and egress over and upon the are subject to this vacation ordinance in order to maintain, repair or replace existing utility facilities including water lines, sewer lines, gas lines and telephone electrical and cable television wires and poles which may be located either beneath or above the surface of the area subject to this vacation ordinance.

2) No buildings or structures of any kind may be constructed over the water or sewer utilities within this area subject to easement without the consent of the Chief Engineer of the City of Jersey City and/or the Jersey City Municipal Utilities Authority unless and until those utilities are relocated and/or abandoned.

Section V: All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

Section VI: This Ordinance shall be part of the Jersey City Code as though codified and fully set forth therein. The City Clerk shall have this Ordinance codified and incorporated in the official copies of the Jersey City Code.

Section VII: This Ordinance shall take effect a the time and in manners provided by law.

Section VIII: The City Clerk and the Corporation Counsel are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of the is Ordinance reveal that there is a conflict between those numbers and the existing code to avoid confusion and possible accidental repeal of the existing provisions.

APPROVED AS TO LEGAL FORM

APPROVED: _____

Corporation Counsel

APPROVED: _____

Business Administrator

Certification Required ☐

Not Required ☐

PETITION

TO THE MUNICIPAL COUNSEL OF THE CITY OF JERSEY CITY

Your Petitioner, Salman Capital, LLC, a New Jersey Limited Liability Company, having their address at 35 Journal Square, Jersey City, New Jersey 07306, respectfully prays:

WHEREAS, The Petitioner desires to vacate a certain "Alley" lying between Newkirk Street and Cubberly Place, which parcel, (10 feet wide) is more particularly described by the metes and bounds description and depicted on the Vacation Survey and Description attached hereto and as Exhibit A and to the Ordinance and made a part of this Petition by reference, and

WHEREAS, Newkirk Street and Cubberly Place are located within the City of Jersey City, County of Hudson and State of New Jersey; and

WHEREAS, the "Alley" to be vacated at one time connected Newkirk St. on the North with Cubberly Place on the South; and

WHEREAS, the Petitioner owns the property located on the adjacent 4 lots immediately east of the desired "Alley" to be vacated as well as the adjacent 2 lots immediately west of the desired "Alley" to be vacated., more particularly referred to as Block 12106, Lots 1,2,3, and 4 and Block 12105, Lots 5 & 6. The "Alley" in question lies entirely between the lots owned by Petitioner; and

WHEREAS, on May 2, 2014 Petitioner had purchased said lots simultaneously (within the same Deed) with the purchase of property located across the street known as 35 Journal Square, formerly commonly known as "The Trust Company Building"; and

WHEREAS, at the time of said purchase, and continuing to today, the "Alley" is entirely fenced in and used as part of parking area located in Block 12105, Lots 5 & 6. It was unknown to Petitioner at the time of the purchase that said "Alley" existed on paper until it attempted to obtain a permit for work, thereon, (see Photographs Exhibit B & tax map, Exhibit C, attached herewith); and

WHEREAS, based on information and belief, the "Alley" sought to be vacated has not been used as an actual "Alley" in more years than anyone can remember; and


WHEREAS, there is access to Cubberly Place, via Van Reyepen Street, there are no residences fronting onto Cubberly Place and it is used primarily for deliveries to the Hudson County Culinary School and access to the rear of a U.S Post Office by it's trucks. The area along Cubberly Place is primarily fenced along the South side with a barbed wire topped fence, the North side is the rear of the Culinary School, with no random pedestrian traffic; and

WHEREAS, the vacation of the "Alley" will not create any land locked parcels in as much as both Cubberly Place and Newkirk Street remain in public use, as they have been for a very long time;

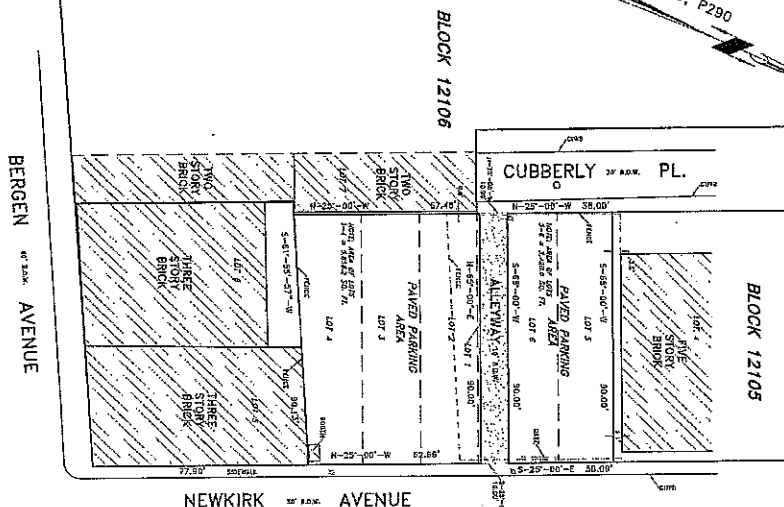
WHEREAS, the "Alley" being vacated is no longer necessary for general public use, and the rights of the public will not be injuriously or adversely be affected by the requested vacation; and

WHEREAS, the proposed vacation will promote the general public interest; and

WHEREAS, your Petitioner, hereby requests that the Municipal Council of the City of Jersey City adopt the Ordinance which shall be (a) ordain the vacation of the "Alley" as more precisely described in the metes and bounds descriptions attached hereto and more fully depicted on the Vacation Map attached to the proposed Ordinance as Exhibit A; and (b) transfer title to said "Alley" to Petitioner herein.


Anthony J. DeSalvo, Esq
Attorney for Petitioner

DB 5669, P290



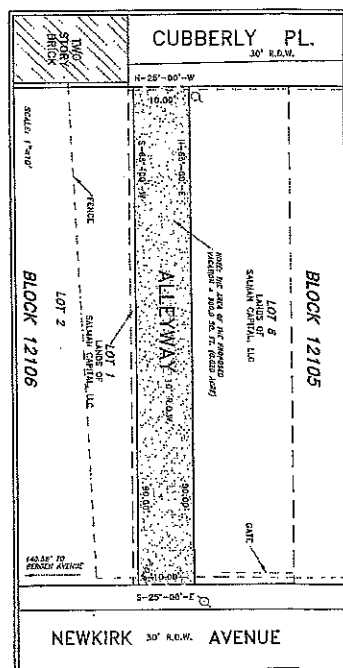
EVIDENCE THAT THE DEFENDANT WAS IN POSSESSION OF A GUN AT THE TIME OF THE SHOOTING. THE DEFENDANT'S ATTORNEY HAS REQUESTED THAT THE COURT SET ASIDE THE VERDICT AND ORDER A NEW TRIAL. THE COURT HAS GRANTED THE REQUEST.



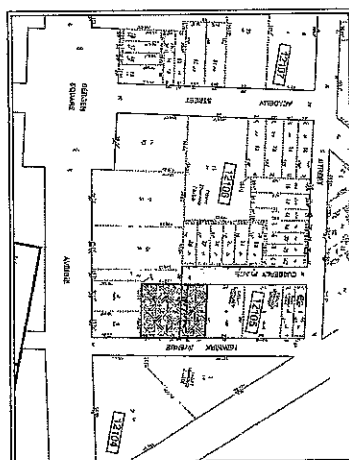
GRAPHIC SCALE

LEOBY

1250	Everett (Assessment Roll)
1251	AK Mohr
1252	Cohen, David



PROPOSED ALLEYWAY VACATION



TAX MAP INSET

[illegible]

Ex. A

PROPOSED LEGAL DESCRIPTION OF VACATED AREA
CUBBERLY PLACE,
JERSEY CITY, HUDSON COUNTY, NEW JERSEY

BEGINNING AT A POINT IN THE SOUTHWESTERLY LINE OF NEWKIRK AVENUE, A DISTANCE OF 140.56 FEET NORTHWESTERLY FROM ITS INTERSECTION WITH THE NORTHWESTERLY LINE OF BERGEN AVENUE, SAID POINT BEING THE NORTHEASTERLY CORNER OF LOT 1, BLOCK 12106, AS SHOWN ON THE OFFICIAL TAX ASSESSMENT MAP FOR JERSEY CITY, HUDSON COUNTY, NEW JERSEY, RUNNING THENCE

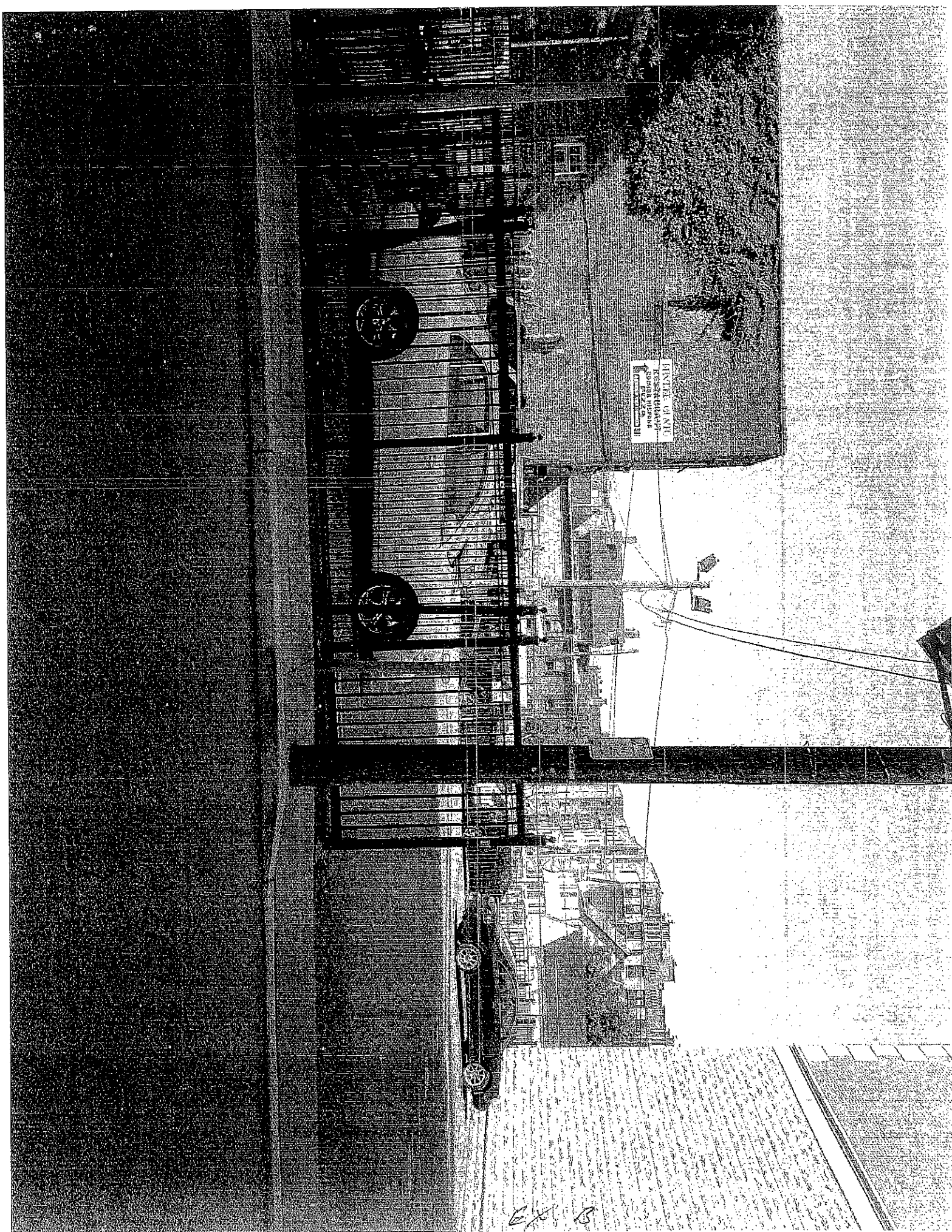
1. S-65°-00'-W, ALONG THE NORTHERLY LINE OF THE AFOREMENTIONED LOT 1, A DISTANCE OF 90.00 FEET TO A POINT IN THE SOUTHEASTERLY LINE OF CUBBERLY PLACE, THENCE

2. N-25°-00'-W, ALONG THE SOUTHEASTERLY LINE OF CUBBERLY PLACE, A DISTANCE OF 10.00 FEET TO A POINT IN THE SOUTHERLY LINE OF LOT 6, BLOCK 12105, AS SHOWN ON THE OFFICIAL TAX ASSESSMENT MAP FOR JERSEY CITY, HUDSON COUNTY, NEW JERSEY, THENCE

3. N-65°-00'-E, ALONG THE SOUTHERLY LINE OF LOT 6, A DISTANCE OF 90.00 FEET TO A POINT IN THE SOUTHWESTERLY LINE OF NEWKIRK AVENUE, THENCE

4. S-25°-00'-E, ALONG THE SOUTHWESTERLY LINE OF NEWKIRK AVENUE, A DISTANCE OF 10.00 FEET TO A POINT, SAID POINT BEING THE POINT OR PLACE OF BEGINNING.

EX A



Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. 17-109
TITLE:

3.B. AUG 16 2017 4.B. SEP 13 2017
Ordinance by the Municipal Council of the City of Jersey City vacating
an alley lying between Newkirk Street and Cubberly Place, Jersey City,
New Jersey.

RECORD OF COUNCIL VOTE ON INTRODUCTION AUG 16 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 13 2017 8-0											
Councilperson <u>WATTERMANN</u> moved, seconded by Councilperson <u>BOGGIANO</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	ABSENT		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

MIKE KULOWSKI

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
GADSDEN				OSBORNE				WATTERMANN			
BOGGIANO				ROBINSON				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 13 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on AUG 16 2017
Adopted on second and final reading after hearing on SEP 13 2017

This is to certify that the foregoing Ordinance was adopted by
the Municipal Council at its meeting on SEP 13 2017

Robert Byrne
Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President
Date SEP 13 2017

APPROVED:

Steven M. Fulop, Mayor
Date SEP 15 2017

Date to Mayor SEP 14 2017

City Clerk File No. Ord. 17-110

Agenda No. 3.C 1st Reading

Agenda No. 4.C 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 17-110

TITLE:

AN ORDINANCE NAMING THE NEWLY RE-CONSTRUCTED GAZEBO IN RIVERVIEW PARK "THE MARIA TUZZO PAVILION"

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, the Riverview Neighborhood Association submitted an application to name the newly rebuilt gazebo in Riverview Park which was destroyed by Super Storm Sandy, after long-time volunteer heights volunteer Maria Tuzzo; and

WHEREAS, Maria Tuzzo spent the majority of her adult life volunteering in the Heights; and

WHEREAS, she was a founding board member of the Riverview Neighborhood Association and served as its Secretary for many years; and

WHEREAS, Maria Tuzzo also published the Riverview Neighborhood Association's monthly newsletter and was a fixture at the Riverview Neighborhood Association's Annual Park Fest and Flea Market; and

WHEREAS, Maria Tuzzo passed away in December of 2011 leaving an unparalleled legacy of local volunteerism; and

WHEREAS, several other community organizations based in the Heights, including the Washington Park Association, the Pershing field Garden Friends and the Jersey City Parks Coalition joined the Riverview Neighborhood Association in calling for the gazebo to be named in honor of Maria Tuzzo; and

WHEREAS, the Municipal Council Street Name Subcommittee met on June 30, 2017 to evaluate Riverview Neighborhood Association's application; and

WHEREAS, the Municipal Council Street Name Subcommittee deemed that the application satisfied the standards and requirements set forth in Chapter 3-38.1 of the Municipal Code; and

WHEREAS, on June 30, 2017 the Municipal Council Street Name Subcommittee voted unanimously to recommend that the Municipal Council name the gazebo the "Maria Tuzzo Pavilion"; and

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that:

The newly re-constructed gazebo at Riverview Park shall be named the "Maria Tuzzo Pavilion".

- I. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.
- II. This Ordinance shall be part of the Jersey City Code as though codified and fully set forth therein. The City shall have this Ordinance codified and incorporated in the official copies of the Jersey City Code.
- III. This Ordinance shall take effect twenty (20) days after enactment.
- IV. The City Clerk and the Corporation Counsel be and hereby are authorized and directed to change any chapter numbers, article numbers and section numbers in the event the codification of this Ordinance reveals that there is conflict between those numbers and the existing code.

**AN ORDINANCE NAMING THE NEWLY RE-CONSTRUCTED GAZEBO IN RIVERVIEW
PARK "THE MARIA TUZZO PAVILION"**

NOTE: All new material is underlined; words ~~struck through~~ are omitted.
For purposes of advertising only, new matter is **boldface** and repealed by *italics*.

JJH 8/7/17

APPROVED AS TO LEGAL FORM

APPROVED: _____

Corporation Counsel

APPROVED: _____
Business Administrator

Certification Required ☐

Not Required ☐

ORDINANCE FACT SHEET

This summary sheet is to be attached to the front of any Ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the Ordinance.

Full Title of Ordinance

**AN ORDINANCE NAMING THE NEWLY RE-CONSTRUCTED GAZEBO IN RIVERVIEW PARK
"THE MARIA TUZZO PAVILION"**

Initiator

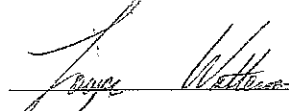
Department/Division	Office of the Municipal Council	Office of Councilperson-at-Large Watterman
Name/Title	Joyce Watterman	Councilperson-at-Large
Phone/email	201-547-5134	jwatterman@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

This Ordinance will name the newly constructed gazebo in Riverview Park after long-time Heights activist Maria Tuzzo who passed away in December 2011.

I certify that all the facts presented herein are accurate.



Joyce Watterman
Councilperson-at-Large

August 7, 2017

Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. 17-110 3.C. AUG 16 2017 4.C. SEP 13 2017
TITLE:

An ordinance naming the newly re-constructed gazebo in Riverview Park
"The Maria Tuzzo Pavillion".

RECORD OF COUNCIL VOTE ON INTRODUCTION AUG 16 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 13 2017 9-0											
Councilperson <u>RIVERA</u> moved, seconded by Councilperson <u>WATTERMANN</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

KERN WEISSMAN
BECKY HOFFMAN

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson				moved to amend* Ordinance, seconded by Councilperson				& adopted			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
GADSDEN				OSBORNE				WATTERMANN			
BOGGIANO				ROBINSON				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 13 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on AUG 16 2017

Adopted on second and final reading after hearing on SEP 13 2017

This is to certify that the foregoing Ordinance was adopted by
the Municipal Council at its meeting on SEP 13 2017

Robert Byrne
Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr.

Rolando R. Lavarro, Jr., Council President

Date SEP 13 2017

APPROVED:

Steven M. Fulop
Steven M. Fulop, Mayor

Date

SEP 15 2017

Date to Mayor

SEP 14 2017

City Clerk File No. Ord. 17-111

Agenda No. 3.D 1st Reading

Agenda No. 4.D 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 17-111

TITLE: AN ORDINANCE PROVIDING THE SECTION OF 5TH STREET FROM MONMOUTH STREET WEST TO BRUNSWICK STREET WITH THE COMMEMORATIVE DESIGNATION "NICHOLAS ARCURI WAY"

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, Paul Maiellaro and Vincent Calamito applied to have the section of 5th Street, from Monmouth Street west to Brunswick Street, commemoratively designated "Nicholas Arcuri Way"; and

WHEREAS, Nicholas Michael Arcuri was born in 1931 and grew up near the intersection of 5th Street and Brunswick Street in the "Italian Village" section of Jersey City; and

WHEREAS, Nicholas Michael Arcuri joined the U.S. Marines at the start of the Korean War and was assigned to Company E, 2nd Battalion, 7th Marines, 1st Marine Division; and

WHEREAS, Private Nicholas Michael Arcuri participated in the Battle of Chosin Reservoir, a decisive engagement of the Korean War; and

WHEREAS, on November 27, 1950 120,000 Chinese troops attacked and nearly encircled 30,000 United Nations and American troops near the Chosin Reservoir; and

WHEREAS, for seventeen straight days, the United Nations and American troops fought their way out of the encirclement enduring bitter cold and difficult terrain; and

WHEREAS, on December 2, 1950 Private Nicholas Michael Arcuri was killed in action fighting the enemy and his body was never recovered; and

WHEREAS, Private Nicholas Michael Arcuri was posthumously awarded the Purple Heart, the National Defense Service Medal, the Korean Service Medal, the Republic of Korea Presidential Unit Citation, the Republic of Korea War Service Medal, the United Nations Service Medal, the Korean War Service Medal and the Combat Action Ribbon; and

WHEREAS, the Municipal Council Street Name Subcommittee met on June 30, 2017 to evaluate the Arcuri application; and

WHEREAS, the Municipal Council Street Name Subcommittee deemed that the application satisfied the standards and requirements set forth in Chapter 3-38.1 of the Municipal Code; and

WHEREAS, on June 30, 2017 the Municipal Council Street Name Subcommittee voted unanimously to recommend that the Municipal Council provide the section of 5th Street from Monmouth Street west to Brunswick Street with the commemorative designation "Nicholas Arcuri Way"; and

WHEREAS, the applicants will reimburse the City for the cost of fabricating the necessary commemorative street signs as well as for their installation.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that: The section of 5th Street from Monmouth Street west to Brunswick Street shall be commemoratively designated "Nicholas Arcuri Way".

I. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

AN ORDINANCE PROVIDING THE SECTION OF 5TH STREET FROM MONMOUTH STREET WEST TO BRUNSWICK STREET WITH THE COMMEMORATIVE DESIGNATION "NICHOLAS ARCURI WAY"

- II. This Ordinance shall be part of the Jersey City Code as though codified and fully set forth therein. The City shall have this Ordinance codified and incorporated in the official copies of the Jersey City Code.
- III. This Ordinance shall take effect twenty (20) days after enactment.
- IV. The City Clerk and the Corporation Counsel be and hereby are authorized and directed to change any chapter numbers, article numbers and section numbers in the event the codification of this Ordinance reveals that there is conflict between those numbers and the existing code.

NOTE: All new material is underlined; words ~~struck through~~ are omitted.
For purposes of advertising only, new matter is **boldface** and repealed by *italics*.

JJH 8/7/17

APPROVED AS TO LEGAL FORM

APPROVED: _____

Corporation Counsel

APPROVED: _____
Business Administrator

Certification Required ☐

Not Required ☐

ORDINANCE FACT SHEET

This summary sheet is to be attached to the front of any Ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the Ordinance.

Full Title of Ordinance

AN ORDINANCE PROVIDING THE SECTION OF 5TH STREET FROM MONMOUTH STREET WEST TO BRUNSWICK STREET WITH THE COMMEMORATIVE DESIGNATION "NICHOLAS ARCURI WAY"

Initiator

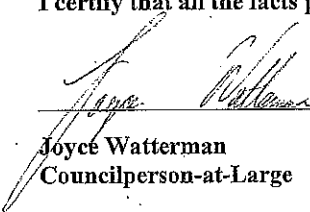
Department/Division	Office of the Municipal Council	Office of Councilperson-at-Large Watterman
Name/Title	Joyce Watterman	Councilperson-at-Large
Phone/email	201-547-5134	jwatterman@cnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

This Ordinance will provide the portion of 5th Street between Monmouth Street and Brunswick Street with the commemorative designation "Nicholas Arcuri Way" after Pvt. Nicholas Michael Arcuri, a resident of Jersey City who enlisted in the Marines at the outbreak of the Korean War, died in combat during the Battle of Chosin Reservoir, and whose body was never recovered.

I certify that all the facts presented herein are accurate.



Joyce Watterman
Councilperson-at-Large

August 7, 2017

Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. 17-111

TITLE:

3.D. AUG 16 2017 4.D.

An ordinance providing the Section of 5th Street from Monmouth Street West to Brunswick Street with the commemorative designation "Nicolas Arcuri Way".

RECORD OF COUNCIL VOTE ON INTRODUCTION AUG 16 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 13 2017 9-0											
Councilperson <u>WATTERMANN</u> moved, seconded by Councilperson <u>RIVERA</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

JOSEPH SCIBETTA

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson moved to amend* Ordinance, seconded by Councilperson & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
GADSDEN				OSBORNE				WATTERMANN			
BOGGIANO				ROBINSON				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 13 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on AUG 16 2017

Adopted on second and final reading after hearing on SEP 13 2017

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 13 2017

Robert Byrnes
Robert Byrnes, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date SEP 13 2017

APPROVED:

Steven M. Fulop, Mayor

Date SEP 15 2017

Date to Mayor SEP 14 2017

City Clerk File No. _____ Ord. 17-112

Agenda No. _____ 3. E _____ 1st Reading

Agenda No. 4.E. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 17-112

TITLE: AN ORDINANCE PROVIDING THE SECTION OF 16th STREET FROM MARIN BOULEVARD WEST TO JERSEY AVENUE WITH THE COMMEMORATIVE DESIGNATION "DAN WADDLETON WAY"

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, John Waddleton applied to have the section of 16th Street from Luiz Munoz Marin Boulevard west to Jersey Avenue, commemoratively designated "Dan Waddleton Way"; and

WHEREAS, Daniel J. "Dan" Waddleton was born in Jersey City in 1941 and grew up in Holland Gardens in downtown Jersey City; and

WHEREAS, Daniel J. Waddleton was only 4 years old when his father died suddenly, leaving his mother to raise nine children; and

WHEREAS, as an older man, Daniel J. Waddleton reflected that he realized early in life that he had an aptitude for sports, particularly basketball, and that success in basketball could provide him and his family a way out of poverty; and

WHEREAS, as a youth, Daniel J. Waddleton spent much of his free on the basketball court near Holland Gardens honing his skill as a player; and

WHEREAS, he would go on to be one of the best high school basketball players of his era, having played for St. Michael's of Union City and becoming the first player in Hudson County history to play in four consecutive HCLAA championship games; and

WHEREAS, after high school, Daniel J. Waddleton went on to play at St. John's University and in 1964 was named team captain; and

WHEREAS, after college, Daniel J. Waddleton became a teacher in the Jersey City school system, and eventually an alcohol and drug abuse counselor; and

WHEREAS, Daniel J. Waddleton was also the head basketball coach at Dickinson for four years (1977-1981) and in 1989 he was elected to the Jersey City Municipal Council, representing Ward D (the Heights) for one-term, from July 1, 1989 through June 30, 1993; and

WHEREAS, after leaving office, he served as an assistant basketball coach at McNair Academic High School and in 2002 he was elected to Hudson County Sports Hall of Fame; and

WHEREAS, no matter what he achieved in life, Daniel J. Waddleton never forgot where he came from and his humble beginnings; and

WHEREAS, the Municipal Council Street Name Subcommittee met on June 30, 2017 to evaluate the Waddleton application; and

WHEREAS, the Municipal Council Street Name Subcommittee deemed that the application satisfied the standards and requirements set forth in Chapter 3-38.1 of the Municipal Code; and

WHEREAS, on June 30, 2017 the Municipal Council Street Name Subcommittee voted unanimously to recommend that the Municipal Council provide the section of 16th Street from Luiz Munoz Marin Boulevard west to Jersey Avenue, near where Daniel J. Waddleton learned to play basketball, with the commemorative designation "Dan Waddleton Way"; and

AN ORDINANCE PROVIDING THE SECTION OF 16th STREET FROM MARIN BOULEVARD WEST TO JERSEY AVENUE WITH THE COMMEMORATIVE DESIGNATION "DAN WADDLETON WAY"

WHEREAS, the applicant will reimburse the City for the cost of fabricating the necessary commemorative street signs as well as for their installation.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that: The section of 16th Street from Luiz Munoz Marin Boulevard west to Jersey Avenue shall be commemoratively designated "Dan Waddleton Way".

- I. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.
- II. This Ordinance shall be part of the Jersey City Code as though codified and fully set forth therein.

The City shall have this Ordinance codified and incorporated in the official copies of the Jersey City Code.
- III. This Ordinance shall take effect twenty (20) days after enactment.
- IV. The City Clerk and the Corporation Counsel be and hereby are authorized and directed to change any chapter numbers, article numbers and section numbers in the event the codification of this Ordinance reveals that there is conflict between those numbers and the existing code.

NOTE: All new material is underlined; words ~~struck through~~ are omitted.
For purposes of advertising only, new matter is **boldface** and repealed by *italics*.

JJH 8/7/17

APPROVED AS TO LEGAL FORM

APPROVED: _____

Corporation Counsel

APPROVED: _____
Business Administrator

Certification Required ☐

Not Required ☐

ORDINANCE FACT SHEET

This summary sheet is to be attached to the front of any Ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the Ordinance.

Full Title of Ordinance

AN ORDINANCE PROVIDING THE SECTION OF 16th STREET FROM MARIN BOULEVARD WEST TO JERSEY AVENUE WITH THE COMMEMORATIVE DESIGNATION "DAN WADDLETON WAY"

Initiator

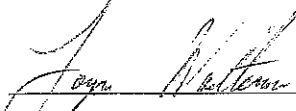
Department/Division	Office of the Municipal Council	Office of Councilperson-at-Large Watterman
Name/Title	Joyce Watterman	Councilperson-at-Large
Phone/email	201-547-5134	jwatterman@icnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

This Ordinance will provide the portion of 16th Street between Marin Blvd. and Jersey Avenue with the commemorative designation "Dan Waddleton Way" after former Councilperson Daniel J. Waddleton.

I certify that all the facts presented herein are accurate.



Joyce Watterman
Councilperson-at-Large

August 7, 2017

Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. 17-112 3.E. AUG 16 2017 4.E. SEP 13 2017
TITLE:

An ordinance providing the Section of 16th Street from Marin Boulevard West to Jersey Avenue with the commemorative designation "Dan Waddleton Way".

RECORD OF COUNCIL VOTE ON INTRODUCTION								AUG 16 2017 9-0			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING								SEP 13 2017 9-0			
Councilperson <u>RIVERA</u> moved, seconded by Councilperson <u>OSBORNE</u> to close P.H.				COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

YVONNE BALZER
JOHN WADDLETON

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____								& adopted			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
GADSDEN				OSBORNE				WATTERMANN			
BOGGIANO				ROBINSON				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE								SEP 13 2017 9-0			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on AUG 16 2017
Adopted on second and final reading after hearing on SEP 13 2017

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 13 2017

Robert Byrne
Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President
SEP 13 2017

Date

APPROVED:

Steven M. Fulop, Mayor
SEP 15 2017

Date

Date to Mayor

SEP 14 2017

City Clerk File No. Ord. 17-113

Agenda No. 3.F 1st Reading

Agenda No. 4.F. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 17-113

TITLE: ORDINANCE TERMINATING THE FINANCIAL AGREEMENT BETWEEN THE CITY OF JERSEY CITY AND WHITLOCK MILLS, L.P., FOR FAILURE TO SATISFY THE CONDITIONS OF ORDINANCE 03-139

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, on or about September 5, 2003, Whitlock Mills, L.P. [Whitlock Mills] applied for a long term tax exemption under the New Jersey Housing and Mortgage Finance Agency [HMFA] Law, N.J.S.A. 55:14K-1 et seq., for land and improvements located within a redevelopment plan area, known as Block 17301, Lot 12 (f/k/a Block 2057, Lot 18), and more commonly known by the street address of 160 Lafayette Street [Property]; and

WHEREAS, Whitlock Mills was to construct certain improvements on the property to create a total of 330 units of rental housing, 132 units of market rate rental housing and 198 units of moderate income rental housing units, with a parking garage for approximately 142 cars and a surface parking lot for approximately 108 cars [Project]; and

WHEREAS, by adoption of Ordinance 03-139 on October 8, 2003, the City of Jersey City [City] approved a 40 year long term tax exemption with a service charge equal to 4% of annual gross revenue for the first ten (10) years; 5% of annual gross revenue for the second ten (10) years; 7.5% of annual gross revenue for the third ten (10) years; and 8.6% of annual gross revenue for the final ten (10) years from substantial completion of the Project; and

WHEREAS, after the execution of the Financial Agreement on November 24, 2003, Whitlock Mills failed to complete the Project; and

WHEREAS, the HMFA subsequently foreclosed the Property and it is now under negotiations to sell the Property to a new developer.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that:

1. The Tax exemption approved by Ordinance 30-139 is hereby rescinded due to the failure of Whitlock Mills to satisfy the conditions of Ordinance 03-139.
2. All Ordinances and parts of Ordinances inconsistent herewith, including but not limited to Ordinance 03-139, are hereby repealed.
3. This Ordinance shall be part of the Jersey City Code as though codified and fully set forth therein. The City Clerk shall have this Ordinance codified and incorporated in the official copies of the Jersey City Code.
4. This Ordinance shall take effect at the time and in the manner provided by the law.

NOTE: All material is new; therefore, underlining has been omitted. For purposes of advertising only, new matter is indicated by **bold face** and repealed matter by *italic*.

JJH/he
8/07/17

APPROVED AS TO LEGAL FORM

APPROVED: _____

Corporation Counsel

APPROVED: _____

Business Administrator

Certification Required ☐

Not Required ☐

ORDINANCE FACT SHEET

This summary sheet is to be attached to the front of any Ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the Ordinance.

Full Title of Ordinance

AN ORDINANCE TERMINATING THE FINANCIAL AGREEMENT BETWEEN THE CITY OF JERSEY CITY AND WHITLOCK MILLS, L.P., FOR FAILURE TO SATISFY THE CONDITIONS OF ORDINANCE 03-139

Initiator

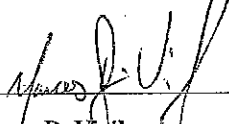
Department/Division	Office of the Mayor	Office of the Deputy Mayor
Name/Title	Marcos D. Vigil	Deputy Mayor
Phone/email	201-547-6544	mvigil@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

This Ordinance terminates the tax abatement approved by Ordinance 03-139 on October 8, 2003 for Whitlock Mills, L.P. on account of the developer's failure to satisfy the conditions of the abatement.

I certify that all the facts presented herein are accurate.



Marcos D. Vigil
Deputy Mayor

August 7, 2017

Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. 17-113 3.F. AUG 16 2017 4.F. SEP 13 2017
 TITLE:

Ordinance terminating the financial agreement between the City of Jersey City and Whitlock Mills, LP., for failure to satisfy the conditions of Ordinance 03-139.

RECORD OF COUNCIL VOTE ON INTRODUCTION AUG 16 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMEN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 13 2017 9-0											
Councilperson <u>RIVERA</u> moved, seconded by Councilperson <u>LAVARRO</u> to close P.H.				COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMEN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

*LAVERN WASHINGTON
VIVIANE BALLER*

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____				& adopted							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
GADSDEN				OSBORNE				WATTERMEN			
BOGGIANO				ROBINSON				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 13 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMEN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on AUG 16 2017

Adopted on second and final reading after hearing on SEP 13 2017

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 13 2017

Robert Byrne

Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr.

Rolando R. Lavarro, Jr., Council President

Date SEP 13 2017

APPROVED:

Steven M. Fulop

Steven M. Fulop, Mayor

Date SEP 15 2017

Date to Mayor SEP 14 2017

City Clerk File No. Ord. 17-114

Agenda No. 3.6 1st Reading

Agenda No. 4.6 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 17-114

TITLE:

AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) OF THE JERSEY CITY CODE ARTICLE VIII (PERMIT PARKING) AMENDING 332-58 OF THE JERSEY CITY TRAFFIC CODE EXTENDING ZONE 4 RESIDENTIAL PERMIT PARKING ON BAY STREET TO INCLUDE WASHINGTON STREET TO GREENE STREET

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

1. Chapter 332 (Vehicles and Traffic) Article VIII (Permit Parking) of the Jersey City Code is hereby supplemented as follows:

Article VIII PERMIT PARKING

Sec. 332-58 Parking restrictions in residential zones.

No person shall park a vehicle in excess of two (2) hours; between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, except holidays, without a valid permit upon any of the streets or parts of streets as described below.

Zone 1	No Change
Zone 2	No Change
Zone 3	No Change

ZONE 4

<u>Name of Street</u>	<u>Limits</u>
Bay St	From Washington <u>Greene</u> St to Marin Blvd
First St	North side; Washington St to the thirteenth angle parking space west of Provost St
	South Side; Washington St to Marin Blvd
Greene St	From Grand St to Columbus Dr
Hudson St	Entire length
Marin Blvd	From Columbus Dr to Sixth St
Montgomery St	From Exchange Pl to Warren St
Morgan St	From Washington St to Marin Blvd
Provost St	Entire length
Second St	From the Eastern Terminus to Marin Blvd
Warren St	From York St to Second St
Washington St	From Columbus Dr to First St
Washington St	From Grand St to First St
York St	From Hudson St to Warren St

AV:pcl
(07.26.17)

Zone 5 No Change
Zone 6 No Change
Zone 7 No Change

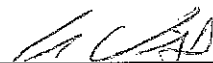
B. No Change
Zone 9 No Change

C. No Change
Zone 10 No Change
Zone 12 No Change
Zone 15 No Change

2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
3. This ordinance shall be a part of the Jersey City Code as though codified and incorporated in the official copies of the Jersey City Code.
4. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

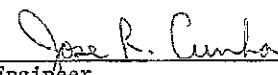
NOTE: New material to be inserted is underscored; material to be repealed is in [*brackets*].

AV:pc1
(07.26.17)

APPROVED: 
Director of Traffic & Transportation

APPROVED AS TO LEGAL FORM

Corporation Counsel

APPROVED: 
Municipal Engineer
APPROVED: _____
Business Administrator

Certification Required ☐
Not Required ☐

ORDINANCE FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance

AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) OF THE JERSEY CITY CODE ARTICLE VIII (PERMIT PARKING) AMENDING 332-58 OF THE JERSEY CITY TRAFFIC CODE EXTENDING ZONE 4 RESIDENTIAL PERMIT PARKING ON BAY STREET TO INCLUDE WASHINGTON STREET TO GREENE STREET

Initiator

Department/Division	Administration	Engineering, Traffic and Transportation
Name/Title	Andrew Vischio, P.E.	Director of Traffic & Transportation
Phone/email	201.547.4419	AVischio@jcnj.org


Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

There is a one block section of Bay Street, between Washington Street and Greene Street that appears to have been signed as Zone 4 for many years, but is not officially in Section 332-58 of the Municipal Code.

This legislation is being proposing to address this discrepancy by including this one block segment of Bay Street from Washington Street to Greene Street in the Zone 4 Residential Permit Parking Program.

I certify that all the facts presented herein are accurate.



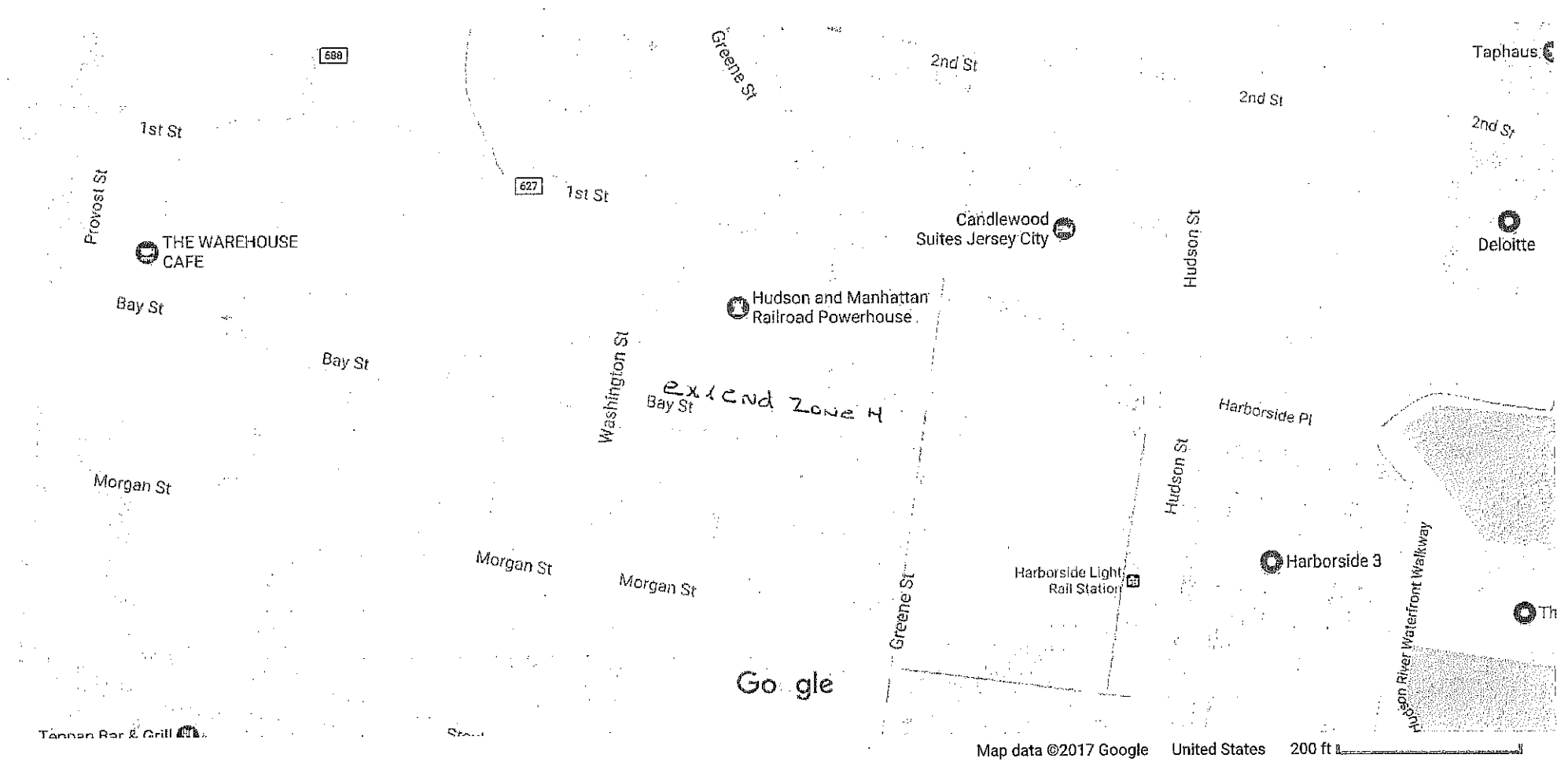
Director of Traffic & Transportation

7/26/17

Date

Signature of Department Director

Date



Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. 17-114
TITLE:

3.G. AUG 16 2017 4.G. SEP 13 2017

An ordinance supplementing Chapter 332 (Vehicles and Traffic) of the Jersey City Code Article VIII (Permit Parking) Amending 332-58 of the Jersey City Traffic Code extending Zone 4 Residential Permit Parking on Bay Street to include Washington Street to Greene Street.

RECORD OF COUNCIL VOTE ON INTRODUCTION AUG 16 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 13 2017 8-0											
Councilperson OSBORNE moved, seconded by Councilperson WATTERMANN to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	ABSENT		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson moved to amend* Ordinance, seconded by Councilperson & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
GADSDEN				OSBORNE				WATTERMANN			
BOGGIANO				ROBINSON				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 13 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on AUG 16 2017
Adopted on second and final reading after hearing on SEP 13 2017

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 13 2017

Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date SEP 13 2017

APPROVED:

Steven M. Fulop, Mayor

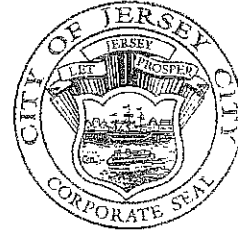
Date SEP 15 2017

Date to Mayor SEP 14 2017

City Clerk File No. Ord. 17-115

Agenda No. 3. H 1st Reading

Agenda No. 4. H. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 17-115

TITLE: AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) ARTICLE II (TRAFFIC REGULATIONS) SECTION 332-9 (STOP INTERSECTIONS) OF THE JERSEY CITY TRAFFIC CODE DESIGNATING THE INTERSECTIONS OF LINCOLN STREET AND COLUMBIA AVENUE; LINCOLN STREET AND LIBERTY AVENUE; LINCOLN STREET AND TERRACE AVENUE AND SEVENTH STREET AND DIVISON STREET AS MULTI-WAY STOP INTERSECTIONS

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

1. Chapter 332 (Vehicles and Traffic) Article II (Traffic Regulations) Section 332-9 (Stop Intersections) of the Jersey City Traffic Code is hereby supplemented as follows:

Section: 332-9 Stop Intersections.

The Intersections listed below are hereby designated as stop intersections. Stop signs shall be installed as provided therein.

Street 1 (Stop Sign On)	Direction of Travel	Street 2 (At Intersection)
<u>Columbia Av</u>	North and South	<u>Lincoln St</u> - Multi
<u>Division St</u>	North and South	<u>Seventh St</u> - Multi
<u>Liberty Av</u>	North and South	<u>Lincoln St</u> - Multi
<u>Lincoln St</u>	East and West	<u>Columbia Av</u> - Multi
<u>Lincoln St</u>	East and West	<u>Liberty Av</u> - Multi
<u>Seventh St</u>	East	<u>Terrace Av</u> - Multi
<u>[Seventh St</u>	East	<u>Division St</u> - Multi
<u>Seventh St</u>	East	<u>Coles St</u>
<u>Seventh St</u>	East	<u>Jersey Av</u>
<u>Seventh St</u>	East and West	<u>Erie St</u> - [(multi-way)] Multi
<u>Seventh St</u>	East	<u>Manila Av</u>
<u>Seventh St</u>	East	<u>Coles St</u> - Multi
<u>Seventh St</u>	East	<u>Monmouth</u> - Multi
<u>Terrace Av</u>	North and South	<u>Lincoln St</u> - Multi

2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
3. This ordinance shall be a part of the Jersey City Code as though codified and incorporated in the official copies of the Jersey City Code.
4. This ordinance shall take effect at the time and in the manner as prescribed by law.
5. The City Clerk and the Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

NOTE: All material to be inserted is new and underscored.

AV:pci
(08.01.17)

APPROVED AS TO LEGAL FORM

Corporation Counsel

APPROVED: [Signature]
Director of Traffic & Transportation

APPROVED: [Signature]
Municipal Engineer

APPROVED: [Signature]
Business Administrator

Certification Required ☐
Not Required ☐

ORDINANCE FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance

AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) ARTICLE II (TRAFFIC REGULATIONS) SECTION 332-9 (STOP INTERSECTIONS) OF THE JERSEY CITY TRAFFIC CODE DESIGNATING THE INTERSECTIONS OF LINCOLN STREET AND COLUMBIA AVENUE; LINCOLN STREET AND LIBERTY AVENUE; LINCOLN STREET AND TERRACE AVENUE AND SEVENTH STREET AND DIVISON STREET AS MULTI-WAY STOP INTERSECTIONS

Initiator

Department/Division	Administration	Engineering, Traffic and Transportation
Name/Title	Andrew Vischio, P.E. at the request of Councilman Yun and Councilwoman Osborne	Director of Traffic & Transportation
Phone/email	201.547.4419	AVischio@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

The purpose of this Ordinance is to designate the following intersections as all way stop control:

Columbia Avenue & Lincoln Street
Liberty Avenue & Lincoln Street
Terrace Avenue & Lincoln Street
Division Street & Seventh Street

Designating these intersections as an all-way stop control will improve traffic safety and operational characteristics at each intersection based on a detailed review of traffic conditions and guidance outlined within the Manual on Uniform Traffic Control Devices published by the Federal Highway Administration.

Data collected as part of the analysis included 14-hour vehicular and pedestrian counts, peak hour observations, and a multi-year crash history assessment.

There have also been edits to the stop intersections at Seventh Street so that all the listings in the Section 332-9 are uniform.

I certify that all the facts presented herein are accurate.



Director of Traffic & Transportation

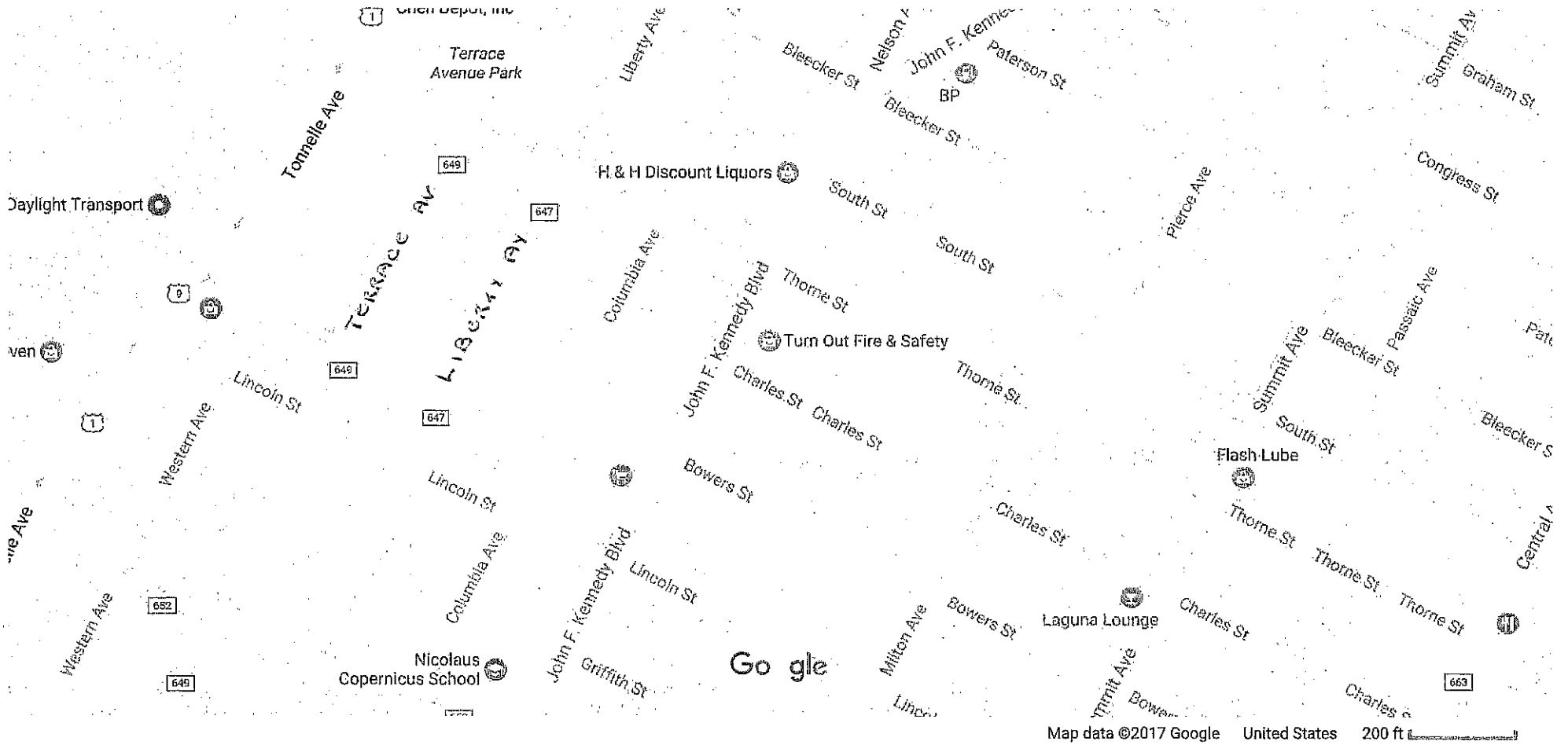
8/2/17

Date

Signature of Department Director

Date

Go gle Maps





Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. 17-115 3. H. AUG 16 2017 4. H. SEP 13 2017
TITLE:

An ordinance supplementing Chapter 332 (Vehicles and Traffic) Article II (Traffic Regulations) Section 332-9 (Stop Intersections) of the Jersey City Traffic Code designating the intersections of Lincoln Street and Columbia Avenue; Lincoln Street and Liberty Avenue; Lincoln Street and Terrace Avenue and Seventh Street and Division Street as multi-way stop intersections.

RECORD OF COUNCIL VOTE ON INTRODUCTION AUG 16 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 13 2017 9-0											
Councilperson <u>WATTERMANN</u> moved, seconded by Councilperson <u>OSBORNE</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson <u>WATTERMANN</u> moved to amend* Ordinance, seconded by Councilperson <u>OSBORNE</u> & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
GADSDEN				OSBORNE				WATTERMANN			
BOGGIANO				ROBINSON				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 13 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on AUG 16 2017
Adopted on second and final reading after hearing on SEP 13 2017

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 13 2017

Robert Byrne
Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date SEP 13 2017

APPROVED:

Steven M. Fulop, Mayor

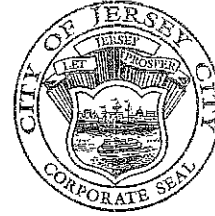
Date SEP 15 2017

Date to Mayor SEP 14 2017

City Clerk File No. Ord. 17-116

Agenda No. 3.1 1st Reading

Agenda No. 4.1. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 17-116

TITLE: **ORDINANCE SUPPLEMENTING CHAPTER A351 (EXECUTIVE ORDERS AND ORDINANCES) OF THE JERSEY CITY CODE TO CREATE A NEW CLASSIFIED POSITION FOR SUPERVISING LIFEGUARD**

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

A. The following supplements to Chapter A351 (Executive Orders and Ordinances) of the Jersey City Code are adopted:

Labor Grade

Title

*

Supervising Lifeguard

B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

C. This ordinance shall be a part of the Jersey City Code as though codified and fully set forth therein. The City shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.

D. This ordinance shall take effect at the time and in the manner as provided by law.

E. The City Clerk and the Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

NOTE: All new material is underlined; words in [brackets] are omitted.
For purposes of advertising only, new matter is indicated by **boldface** and repealed matter by *italic*.

*Pursuant to N.J.S.A. 40:69A-43a.

NR/he
7/27/17

APPROVED AS TO LEGAL FORM

APPROVED: _____

Corporation Counsel

APPROVED: _____
Business Administrator

Certification Required ☐

Not Required ☐

RESOLUTION FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance/Resolution

**ORDINANCE SUPPLEMENTING CHAPTER A351 (EXECUTIVE ORDERS AND ORDINANCES)
OF THE JERSEY CITY CODE TO CREATE A NEW CLASSIFIED POSITION FOR
(SUPERVISING LIFEGUARD)**

Initiator

Department/Division	Human Resources	Workforce Management
Name/Title	Nancy Ramos	Director of Human Resources
Phone/email	(201) 547-5217	nancyr@jenj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Resolution Purpose

To establish a New Title for Ashley Salazar, Jonathan Colon in accordance with New Jersey Department of Civil Services Commission Rules and Regulations.

I certify that all the facts presented herein are accurate.


Signature of Department Director

7/19/17
Date



STEVEN M. FULOP
MAYOR OF JERSEY CITY

**CITY OF JERSEY CITY
OFFICE OF THE MAYOR**

CITY HALL | 280 GROVE STREET | JERSEY CITY, NJ 07302
P: 201 547 5500 | F: 201 547 5442



STEVEN M. FULOP
MAYOR OF JERSEY CITY

E.O. _____

_____, 2017

**EXECUTIVE ORDER OF THE MAYOR
OF THE
CITY OF JERSEY CITY**

CLASSIFIED POSITIONS FOR CITY EMPLOYEES

Pursuant to the Faulkner Act, N.J.S.A. 40:69A-48, as amended by L.1985, c.374, the Mayor is now authorized to set the salaries, wages or other compensation of all employees of administrative departments except department directors and employees whose salaries are required to be set by ordinance.

Pursuant to this authorization, I issue the following Executive Order establishing guidelines for salaries and wages of those employees whose salaries are set by the Mayor:

Labor Grade

Title

10

Supervising Lifeguard

This order shall take effect immediately.

Very truly yours,

STEVEN M. FULOP, MAYOR

SMF/he

cc: Robert J. Kakoleski, Business Administrator
Jeremy Farrell, Corporation Counsel
Robert Byrne, City Clerk
Donna Mauer, Chief Financial Officer
Nancy Ramos, Personnel Director

New Title

Title: Supervising Lifeguard

Department: Recreation

Division: Recreation

Labor Grade: 10

Min. \$10,450

Max. \$ 42,531

Union: JCSA

Jonathan Colon

162 Clerk Street Apt#2

Jersey City, New Jersey 07305

Salary \$35,360

Ashley Salazar

156 Boyd Avenue

Jersey City, New Jersey 07304

Salary \$35,360

Ordinance/Resolution Fact Sheet

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement, or contract that is submitted for Council consideration. Incomplete or sketch summary sheets will be returned with the resolution or ordinance. The Department, Division, or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate state of facts.

Full Title of Ordinance/Resolution/Cooperation Agreement:

Supervising Lifeguard

Name & Title of Person Initiating Ordinance/Resolution, Etc.:

Nancy Ramos, Human Resources Director

Concise Description of the Program, Project, or Plan Proposed in the Ordinance:

Reasons for the Proposed Program, Project, Etc.:

Ashely Salazar, Jonathan Colon

Anticipated Benefits to the Community:

Cost of Program, Project, Etc.:(Indicate the dollar amount of City, State, Federal funds to be used as well as match and in-kind contributions.)

Date Proposed Program or Project will Commence: _____

Anticipated Completion Date: _____

Person Responsible for Coordinating Proposed Program, Project Etc.: _____

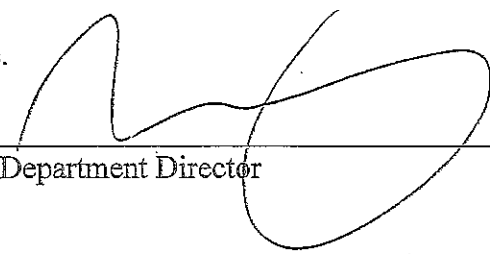
Additional Comments:

Union Affiliation - Jersey City Supervisor's Association

I Certify That All Facts Present Herein Are Accurate.

7/19/17

Date



Department Director

Date Submitted to Law Department _____

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. 17-116 3.I. AUG 16 2017 4.I. SEP 13 2017
TITLE:

Ordinance supplementing Chapter A351 (Executive Orders and Ordinances) of the Jersey City Code to create a new classified position for Supervising Lifeguard.

RECORD OF COUNCIL VOTE ON INTRODUCTION <u>AUG 16 2017</u> <u>9-0</u>											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING <u>SEP 13 2017</u> <u>9-0</u>											
Councilperson <u>LAVARRO</u> moved, seconded by Councilperson <u>WATTERMANN</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

MIKE KULOWSKI

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson moved to amend* Ordinance, seconded by Councilperson & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
GADSDEN				OSBORNE				WATTERMANN			
BOGGIANO				ROBINSON				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE <u>SEP 13 2017</u> <u>9-0</u>											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on AUG 16 2017

Adopted on second and final reading after hearing on SEP 13 2017

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 13 2017

Robert Byrne
Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr.

Rolando R. Lavarro, Jr., Council President

Date SEP 13 2017

APPROVED:

Steven McElroy

Steven McElroy, Mayor

Date SEP 15 2017

Date to Mayor SEP 14 2017

City Clerk File No. Ord. 17-117

Agenda No. 3.J 1st Reading

Agenda No. 4.J 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 17-117

TITLE:
**ORDINANCE AMENDING CHAPTER 287 (SOLID WASTE), ARTICLE I (STORAGE
COLLECTION AND DISPOSAL), SECTION 287-4 (ACCUMULATION OF REFUSE
AND NOXIOUS PLANTS) TO ENABLE THE CITY TO BE REIMBURSED FOR
CERTAIN LOT CLEANING AND RELATED COSTS**

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY HEREBY ORDAINS:

CHAPTER 287

Solid Waste

ARTICLE I

Storage Collection and Disposal

A. The following amendment to Chapter 287 (Solid Waste), Article I (Storage Collection and Disposal), Section 287-4 (Accumulation of Refuse and Noxious Plants) is hereby adopted:

§ 287-4. - Accumulations of refuse and noxious plants on vacant lots.

A. In addition to any other penalty authorized by this article, the Director of Public Works or his designee may notify the owner of any real property to remove from the property brush, weeds, dead and dying trees, stumps, roots, noxious growths, filth, garbage, litter and debris. If the owner fails to comply within 10 days after notice from the Director, the Director may authorize the removal ~~[and charge the cost of removal to the owner. The Tax Collector shall certify the costs of removal to the Municipal Council, which shall examine the certificate and cause the cost shown thereon, if correct, to be charged against the property; the amount so charged shall become a lien upon the property to be added to and become part of the taxes next to be assessed and levied upon the property and bearing interest at the same rate as taxes. This lien shall be collected and enforced by the same officers and in the same manner as taxes.]~~ by or under the direction of a municipal officer, who shall present the costs of removal together with a copy of the notice to the property owner to the Municipal Council, which shall examine the certification and notice, and if found correct, shall cause the costs to become a lien against the property. As authorized by N.J.S.A. 40:48-2,14, such lien shall become part of the taxes next assessed against the property and bear interest at the same rate. This lien may be enforced by the same officers and in the same manner as taxes.

B. All property owners of vacant lots are required to erect a fence to prevent the accumulation of refuse. If a fence is not erected by the property owner, the Director may authorize ~~[to erect]~~ the erection of a fence around the property to abate accumulation of refuse.

C. ~~[The Director shall certify the costs of abatement to the Tax Collector, and such costs shall thereupon become a lien upon the property to the same extent as liens for unpaid municipal property taxes. In addition thereto, the city may have an action to recover such costs against the owner of such lands in any court having jurisdiction thereof.]~~

B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

C. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.

D. This ordinance shall take effect at the time and in the manner as provided by law.

E. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

Note: New material is underlined; deleted material in ~~{brackets}~~ and repealed matter in *italic*.

TF/kk
7/28/17

APPROVED AS TO LEGAL FORM

APPROVED: _____

Corporation Counsel

APPROVED: _____
Business Administrator

Certification Required ☐

Not Required ☐

ORDINANCE FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance/Resolution

ORDINANCE AMENDING CHAPTER 287 (SOLID WASTE), ARTICLE I (STORAGE COLLECTION AND DISPOSAL), SECTION 287-4 (ACCUMULATION OF REFUSE AND NOXIOUS PLANTS) TO ENABLE THE CITY TO BE REIMBURSED FOR CERTAIN LOT CLEANING AND RELATED COSTS

Initiator

Department/Division	Law	
Name/Title	Jeremy Farrell, Corporation Counsel	
Phone/email		

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

This ordinance establishes a procedure so that the City will be reimbursed for the costs it incurs if owners fail to maintain their property. The JCIA formerly provided both the services and a certification of costs to the Tax Collector pursuant to its service agreement with the City. Now that the JCIA no longer exists, the DPW has absorbed those duties. The DPW will also need to notify the owners, certify the costs, and submit proofs to the Tax Collector and Council so that a lien can be perfected against the property.

I certify that all the facts presented herein are accurate.



Signature of Department Director

Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. 17-117 3.J. AUG 16 2017 4.J. SEP 13 2017
TITLE:

Ordinance amending Chapter 287 (Solid Waste), Article I (Storage Collection and Disposal), Section 287-4 (Accumulation of Refuse and Noxious Plants) to enable the City to be reimbursed for certain lot cleaning and related costs.

RECORD OF COUNCIL VOTE ON INTRODUCTION AUG 16 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 13 2017 9-0											
Councilperson <u>LAVARRO</u> moved, seconded by Councilperson <u>WATTERMANN</u> to close P.H.				COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
				GAJEWSKI	✓			RIVERA	✓		
				GADSDEN	✓			WATTERMANN	✓		
				BOGGIANO	✓			LAVARRO, PRES.	✓		
				YUN	✓						
				OSBORNE	✓						
				ROBINSON	✓						

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

JAYSON BURG

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted				COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
				GAJEWSKI				RIVERA			
				GADSDEN				WATTERMANN			
				BOGGIANO				LAVARRO, PRES.			
				YUN							
				OSBORNE							
				ROBINSON							

RECORD OF FINAL COUNCIL VOTE SEP 13 2017											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on AUG 16 2017

Adopted on second and final reading after hearing on SEP 13 2017

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 13 2017

Robert Byrne
Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date SEP 13 2017

APPROVED:

Steven M. Fulop, Mayor

Date SEP 15 2017

Date to Mayor SEP 14 2017



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 17-118

TITLE: ORDINANCE APPROVING A 30 YEAR TAX EXEMPTION FOR A MIXED INCOME MARKET RATE AND AFFORDABLE HOUSING RENTAL PROJECT TO BE CONSTRUCTED BY 160 LAFAYETTE ASSOCIATES, L.P., A QUALIFIED HOUSING SPONSOR UNDER THE NEW JERSEY MORTGAGE HOUSING FINANCE AGENCY LAW N.J.S.A. 55:14K-1 ET SEQ.

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, 160 Lafayette Associates, LP is a qualified housing sponsor under the New Jersey Mortgage Housing Finance Agency Law N.J.S.A. 55:14K-1 et seq.; and

WHEREAS, 160 Lafayette Associates, LP, is the contract purchaser of certain property known as Block 17301, Lot 12, on City's Tax map and more commonly known by the street address of 160 Lafayette Street, Jersey City, New Jersey [Property]; and

WHEREAS, 160 Lafayette Associates, LP, proposes to complete a housing project to be regulated and financed pursuant to the provisions of the New Jersey Housing and Mortgage Finance Agency Law, N.J.S.A. 55:14K-1 et seq. on the Property; and

WHEREAS, on July 5, 2017, 160 Lafayette Associates, LP, applied for a 30 year tax exemption under the New Jersey Mortgage Housing Finance Agency Law N.J.S.A. 55:14K-1 et seq., to rehabilitate five (5) historic buildings and complete twenty-nine (29) partially constructed buildings on the Property to create a total of 330 residential units of rental housing, consisting of 100 units of market rate rental housing; 230 units of low and moderate income rental housing; and 272 onsite parking spaces, of which 113 will be surface parking and 159 will be garage parking [Project]; and

WHEREAS, a copy of the application dated July 5, 2017, is on file in the office of the City Clerk; and

WHEREAS, the estimated cost of construction of the Project is \$25,752,959; and

WHEREAS, the Project is expected to create seventy-two (72) temporary construction jobs and two (2) permanent full-time jobs; and

WHEREAS, the City hereby determines that the relative benefits of the project outweigh the cost of the tax exemption for the following reasons:

1. The City will apply to receive credit for creating 230 units of low or moderate income family rental housing against the units needed within the City of Jersey City as determined by the New Jersey Council on Affordable Housing;
2. There is an especially compelling need for decent safe and affordable housing for low or moderate income families in the City of Jersey City; and

ORDINANCE APPROVING A 30 YEAR TAX EXEMPTION FOR A MIXED INCOME MARKET RATE AND AFFORDABLE HOUSING RENTAL PROJECT TO BE CONSTRUCTED BY 160 LAFAYETTE ASSOCIATES, L.P., A QUALIFIED HOUSING SPONSOR UNDER THE NEW JERSEY MORTGAGE HOUSING FINANCE AGENCY LAW N.J.S.A. 55:14K-1 ET SEQ.

3. The construction of the improvements will improve and transform the neighborhood; and

WHEREAS, the City hereby determines that the tax exemption is necessary to insure the success of the project for the following reasons:

1. The reduced tax payments allow the owner to stable its operating budget, allowing a high level of maintenance to the buildings over the life of the project;

2. The reduction in taxes makes the Project attractive to investors of low income housing tax credits and makes the project eligible for financing from the New Jersey Housing and Mortgage Finance Agency, needed to fund the Project; and

3. The reduced tax payments will allow the owner to maintain the low and moderate income units at rents within the income guidelines; and

4. The project provides 230 units of low and moderate income affordable housing which advances an inherently beneficial public purpose notwithstanding that the City's impact analysis, on file with the Office of the City Clerk, that indicates that the amount of the service charge will not support the cost of providing municipal services to the Project; and

5. The project is expected to create 72 temporary construction jobs and two (2) permanent full-time jobs.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that:

1. The application of 160 Lafayette Associates, LP, a qualified housing sponsor under the New Jersey Mortgage Housing Finance Agency Law N.J.S.A. 55:14K-1 et seq., for a tax exemption is hereby approved, subject to the following terms and conditions:

(a) Term: with a build-out period of no more than five (5) years, 30 years, to run coterminous with the term of the Entity's permanent HMFA mortgage;

(b) Service Charge: the Entity shall make the following annual payments to the City:

(i) Upon execution of the Financial Agreement: conventional taxes on the land and any existing improvements;

(ii) Upon issuance of the first Certificate of Occupancy for any portion of the Project: the greater of the amount of conventional taxes otherwise due or \$330,455; and

(iii) Upon the earlier of the issuance of the last Certificate of Occupancy for the Project or the commencement of the term of the HMFA permanent mortgage: the greater of \$330,455 or 5% of the Annual Gross Revenue for the low & moderate income affordable units and 11% of Annual Gross Revenue for the market rate units;

ORDINANCE APPROVING A 30 YEAR TAX EXEMPTION FOR A MIXED INCOME MARKET RATE AND AFFORDABLE HOUSING RENTAL PROJECT TO BE CONSTRUCTED BY 160 LAFAYETTE ASSOCIATES, L.P., A QUALIFIED HOUSING SPONSOR UNDER THE NEW JERSEY MORTGAGE HOUSING FINANCE AGENCY LAW N.J.S.A. 55:14K-1 ET SEQ.

- (c) Administrative fee: 2% of the annual service charge, estimated at \$6,609;
- (d) Project: 330 residential units of rental housing, consisting of 100 units of market rate rental housing; 230 units of low and moderate income rental housing; and 272 onsite parking spaces; and
- (e) Property: Block 17301, Lot 12, on City's Tax map and more commonly known by the street address of 160 Lafayette Street, Jersey City, New Jersey [Property];

2. The Mayor or Business Administrator is authorized to execute a tax exemption Financial Agreement, which includes a Project Employment Agreement in substantially the form on file in the Office of the City Clerk, subject to such modification as the Business Administrator and Corporation Counsel deems appropriate or necessary.

3. This Ordinance will sunset and the Tax Exemption will terminate unless 160 Lafayette Associates, LP acquires title and construction of the Project begins no later than two (2) years of the adoption of the within Ordinance.

4. All ordinances and parts of ordinances, inconsistent herewith are hereby repealed.

5. This ordinance shall be part of the Jersey City Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.

6. This ordinance shall take effect at the time and in the manner provided by law.

7. The City Clerk and Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

NOTE: All material is new; therefore underlining has been omitted.
For purposes of advertising only, new matter is indicated
by **bold face** and repealed matter by *italic*.

JJH/he
8/09/17

APPROVED AS TO LEGAL FORM

APPROVED: _____

Corporation Counsel

APPROVED: _____
Business Administrator

Certification Required ☐

Not Required ☐

ORDINANCE FACT SHEET

This summary sheet is to be attached to the front of any Ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the Ordinance.

Full Title of Ordinance

AN ORDINANCE APPROVING A 30 YEAR TAX EXEMPTION FOR A MIXED INCOME AFFORDABLE HOUSING PROJECT TO BE CONSTRUCTED BY 160 LAFAYETTE ASSOCIATES, L.P., A QUALIFIED HOUSING SPONSOR UNDER THE NEW JERSEY MORTGAGE HOUSING FINANCE AGENCY LAW N.J.S.A. 55:14K-1 ET SEQ.

Initiator

Department/Division	Office of the Mayor	Office of the Deputy Mayor
Name/Title	Marcos D. Vigil	Deputy Mayor
Phone/email	201-547-6544	mvigil@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

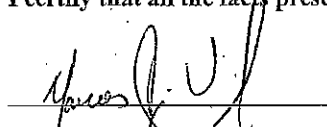
Ordinance Purpose

The applicant, Lafayette Associates L.P., is applying for a thirty (30) year tax abatement pursuant to N.J.S.A. 55: 14K, et seq. The property is on the former site of the Whitlock Cordage Industrial Complex also known as 160 Lafayette Street. It will be a mixed-income rental project within the Morris Canal Redevelopment Plan.

Nearly seventy percent (70%) of the units are affordable to tenants of low and moderate income. The three hundred and thirty (330) residential units will include one hundred (100) market rate units and two hundred thirty (230) units set aside for low and moderate income households. The project will have a grand total of two hundred seventy-two (272) onsite parking spaces. One hundred thirteen (113) will be surface parking and one hundred fifty-nine (159) will be garage parking.

<u>Unit Type</u>	<u>Market Rate</u>	<u>Affordable</u>	<u>Number of Units</u>
Studio	4		4
One Bedroom	56	63	119
Two Bedroom	24	146	170
Three Bedroom	14	21	35
<u>Three Bedroom</u>	<u>2</u>		<u>2</u>
Total Units	100	230	330

I certify that all the facts presented herein are accurate.



Marcos D. Vigil
Deputy Mayor

August 7, 2017

Date

DATE: July 12 2017

TO: John Hallanan (For distribution to City Council and City Clerk)

FROM: Al Cameron, Fiscal Officer - Tax Collector's Office

SUBJECT: Thirty Year Tax Abatement: Mixed Income Rental Project –
160 Lafayette Associates L.P. - Block 17301, Lot 12

CC: A. Doyle, E. Borja, E. Toloza, M. Vigil, R. Kakoleski, R. Lavarro, R. Field,
P. Leandre, K. Kane

INTRODUCTION:

The applicant, Lafayette Associates L. P., is applying for a thirty (30) year tax abatement pursuant to N.J.S.A. 55: 14K, et seq. It will be a mixed income rental project within the Morris Canal Redevelopment Plan. Since almost seventy percent (70%) of the units are affordable to tenants of low and moderate income the application fee is waived.

LOCATION OF PROPERTY:

The property is on the former site of the Whitlock Cordage Industrial Complex. It is Block 17301 Lot 12 to be known as 160 Lafayette Street.

PROPERTY TO BE CONSTRUCTED:

The original developer received a forty (40) year abatement in 2003. Construction began in 2004. There were numerous construction and financial problems with the project. The New Jersey Housing and Mortgage Agency foreclosed on the project in 2012. The NJHMFA entered into a Purchase and Sale agreement with RPM Development the General Partner of the applicant 160 Lafayette Associates, L.P.

The applicant will purchase the project from the NJHMFA and complete the project. There will be thirty-four (34) buildings on the site. Five (5) buildings will be historic rehabilitated buildings and twenty-nine (29) newly constructed buildings.

The three hundred and thirty (330) residential units will include one hundred (100) market rate units and two hundred thirty (230) units set aside for low and moderate income households.

The project will have a grand total of Two hundred seventy-two (272) onsite parking spaces. One hundred thirteen (113) will be surface parking and one hundred fifty-nine (159) will be garage parking.

The residential units are on the table below:

<u>Unit Type</u>	<u>Market Rate</u>	<u>Affordable</u>	<u>Number of Units</u>
Studio	4		4
One Bedroom	56	63	119
Two Bedroom	24	146	170
Three Bedroom	14	21	35
Three Bedroom (Super)	2		2
Total	<u>100</u>	<u>230</u>	<u>330</u>

ESTIMATED TOTAL CONSTRUCTION COST:

The cost of construction estimated at \$25,752,959 is certified by Jak Inglese the applicant's architect. Estimated cost of materials is \$15,451,775. Estimated cost of labor is \$10,301,184. Total Project Cost is projected at \$94,069,629.

CONSTRUCTION SCHEDULE:

The applicant expects to begin construction in the fourth quarter of 2017. Completion is expected January 2019.

ESTIMATED JOBS CREATED:

The applicant estimates creation of seventy-two (72) jobs during Construction and approximately two (2) permanent full-time Jobs after completion. The applicant will execute a Project Employment and Contracting Agreement. However; a Project Labor Agreement is not required.

AFFORDABLE HOUSING TRUST FUND CONTRIBUTION:

The applicant will reach the threshold that exempts the project from the requirement of an Affordable Trust Fund Payment.

CURRENT REAL ESTATE TAX:

The current assessment for the land is \$1,194,400. The existing buildings are assessed at \$780,600. At the 2016 tax rate of \$77.01 the estimated annual tax for the land is \$91,981 and the existing building is \$60,114.

The land assessment remains at \$1,194,400. The new assessment for the proposed improvements is \$7,376,200. Based upon the total new assessment and the current rate of \$77.01, at completion conventional taxes would be \$673,884. All taxes are current.

PROPOSED ABATEMENT:

The applicant has requested a term of the lesser of thirty-five (35) years from the date of approval of an ordinance approving the abatement or thirty (30) years from substantial completion of the project.

The proposed Annual Service Charge is 5% of Annual Gross Revenue for the affordable units and 11% for the market-rate units. A City administrative fee of two percent (2%) of the ASC and a fee for Hudson County of five percent (5%) of the ASC will be charged annually.

STAGED ADJUSTMENTS:

Beginning the first day of the month following substantial completion the to the last day of year nine (9) the Annual Service Charge (ASC) shall be the higher of the Minimum Annual Service Charge or 5% of Annual Gross Revenue for affordable units plus 11% for market-rate units.

Beginning the first day of year ten (10) through the last day of year thirteen (13) it would be the greater of the ASC or twenty percent (20%) of conventional taxes otherwise due.

Beginning the first day of year fourteen (14) through the last day of year seventeen (17) it would be the greater of the annual service charge or forty percent (40%) of conventional taxes otherwise due.

Beginning the first day of year eighteen (18) through the last day of year twenty-one (21) it would be the greater of the annual service charge or sixty percent (60%) of conventional taxes otherwise due.

Beginning the first day of year twenty-two (22) through the end of year thirty (30) it would be the greater of the annual service charge or eighty percent (80%) of conventional taxes otherwise due.

Beginning in year thirty-one (31) the project would pay full conventional taxes.

PROPOSED REVENUE TO THE CITY:

At full occupancy the Tax Assessor's estimated initial Annual Service Charge at the rate of 5% for affordable units and 11% for all other units is \$330,455 The City will share ten percent (10%) of the annual Service Charge with the Board of Education. The City will pay the amount of \$33,045 from the ASC of \$330,455. The effect will be to reduce the City's revenue by ten percent (10%) annually.

The City Administrative fee of two percent (2%) is \$6,609 the Hudson County fee of five percent (5%) is \$16,523.75. These fees will be in addition to the Annual Service Charge and are to be paid by the Applicant.

FISCAL IMPACT COST PROJECTION: MIXED RATE RENTAL UNITS

Block: 17301 Lot: 12 Loc: 160 LAFAYETTE ST.

Market Rate/Affordable Mixed Income Rentals	Demographic Multipliers*					Annual Expenditures		Total Annual Expenditures		
	Number of Units	Household	Students	Residents	Students	Per Capita Municipal	Per Pupil Per School District	Municipal	School District	Total
Planned Development										
Studio	4	1.000	0.000	4.00	0.00	\$1,172.97	\$3,673.00	\$4,891.89	\$0.00	\$4,891.89
1 Bedroom	56	1.421	0.050	79.58	2.80	\$1,172.97	\$3,673.00	\$93,340.49	\$10,284.40	\$103,624.89
2 Bedroom	24	2.012	0.120	48.29	2.88	\$1,172.97	\$3,673.00	\$66,640.51	\$10,578.24	\$67,218.75
3 Bedroom	16	2.798	0.560	44.77	8.96	\$1,172.97	\$3,673.00	\$52,511.65	\$32,910.08	\$85,421.73
Studio (Affordable)	0	1.000	0.000	0.00	0.00	\$1,172.97	\$3,673.00	\$0.00	\$0.00	\$0.00
1 Bedroom (Affordable)	63	1.610	0.140	101.43	8.82	\$1,172.97	\$3,673.00	\$118,974.64	\$32,395.86	\$151,370.50
2 Bedroom (Affordable)	146	2.760	0.620	402.96	90.52	\$1,172.97	\$3,673.00	\$472,661.15	\$332,479.96	\$805,141.11
3 Bedroom (Affordable)	21	3.820	1.270	80.22	26.67	\$1,172.97	\$3,673.00	\$94,095.89	\$97,958.91	\$192,054.80
TOTAL	330			761.24	140.65			\$892,916.23	\$516,607.45	\$1,409,523.68

1. Total Municipal Ratables	\$6,093,045,337	4. CY 2016 Budget	\$570,918,095	6. Population of Jersey City	282,146	9. Increase in Services Incurred Per Development	\$1,409,523.68
2. Residential Ratables	\$3,281,646,604			7. Per Capita Municipal Cost	\$1,172.97	10. Anticipated Gross PILOT (1st Year)	
Commercial Ratables	\$1,524,059,780					Annual Service Charge	\$ 330,455.00
						2% Admin	\$ 6,609.10
						Less Land Tax (77.01)	\$ (91,980.74)
						10% School Portion	\$ (33,045.50)
3. Residential Ratables as a Percentage of Total Ratables	53.86%	5. Residential Portion	\$307,490,150	8. Annual Expenditures Per Student**	\$3,673.00	11. 1st Year Net PILOT	\$ 212,037.86
						12. Implied Surplus (Cost)	\$ (1,197,485.82)

Classic Average costing approach for projecting the impact of population change and local Municipal and School District costs

NEW ASSESSMENT AFTER IMPROVEMENTS

*Source: New Jersey Demographic Multipliers: Profile of the Occupants of Residential and Nonresidential Development; Listokin, November 2006

**Source: 2015-2016 Jersey City Municipal Cost Per Pupil

LAND: 1,194,400
BLDG: 7,376,200

SERVICE CHARGE VS CONVENTIONAL
160 ;AFAYETTE ASSOCIATES - WHITLOCK MILLS
***ASSUMING 77.01 TAX RATE WITH 2% ANNUAL INCREASE**

 BLOCK 17301
 LOT 12

NEW ASSESSMENTS BASED ON TAX ASSESSOR ANALYSIS

LAND	1,194,400	COUNTY	5%
BLDG	7,376,200	ADMIN	2%
TOTAL	8,570,600	SCHOOL	10%

EXISTING ASSESSMENT 1,975,000

PROJECTED SERVICE CHARGE (1ST YEAR) 330,455

YEAR	ASC w/ Phase-In Less Land Tax Credit & School Portion	ASC w/ 2% Annual Increase	ASC w/ 2% Annual Increase & Phase-In	County	Admin	School	Estimated Conventional Taxes On NEW Assessment	Staged Adj Rate	Conventional Taxes at 51% (Estimated)	Current Taxes On EXISTING Assessment	Land Tax
1	205,429	330,455	330,455	16,523	6,609	33,046	660,022		336,611	152,095	91,981
2	209,537	337,064	337,064	16,853	6,741	33,706	673,222		343,343	155,137	93,820
3	213,728	343,805	343,805	17,190	6,876	34,381	686,687		350,210	158,239	95,697
4	218,003	350,681	350,681	17,534	7,014	35,068	700,421		357,214	161,404	97,611
5	222,363	357,695	357,695	17,885	7,154	35,770	714,429		364,359	164,632	99,563
6	226,810	364,849	364,849	18,242	7,297	36,485	728,718		371,646	167,925	101,554
7	231,346	372,146	372,146	18,607	7,443	37,215	743,292		379,079	171,283	103,585
8	235,973	379,589	379,589	18,979	7,592	37,959	758,158		386,660	174,709	105,657
9	240,693	387,181	387,181	19,359	7,744	38,718	773,321		394,394	178,203	107,770
10	245,506	394,924	394,924	19,746	7,898	39,492	788,787	20%	402,282	181,767	109,926
11	250,417	402,823	402,823	20,141	8,056	40,282	804,563	20%	410,327	185,403	112,124
12	255,425	410,879	410,879	20,544	8,218	41,088	820,654	20%	418,534	189,111	114,366
13	260,533	419,097	419,097	20,955	8,382	41,910	837,067	20%	426,904	192,893	116,654
14	265,744	427,479	427,479	21,374	8,550	42,748	853,809	40%	435,442	196,751	118,987
15	271,059	436,028	436,028	21,801	8,721	43,603	870,885	40%	444,151	200,686	121,367
16	276,480	444,749	444,749	22,237	8,895	44,475	888,303	40%	453,034	204,700	123,794
17	282,010	453,644	453,644	22,682	9,073	45,364	906,069	40%	462,095	208,793	126,270
18	370,267	462,717	554,514	27,726	11,090	55,451	924,190	60%	471,337	212,969	128,795
19	377,673	471,971	565,604	28,280	11,312	56,560	942,674	60%	480,764	217,229	131,371
20	385,226	481,411	576,916	28,846	11,538	57,692	961,527	60%	490,379	221,573	133,999
21	392,931	491,039	588,455	29,423	11,769	58,845	980,758	60%	500,186	226,005	136,679
22	580,856	500,860	800,298	40,015	16,006	80,030	1,000,373	80%	510,190	230,525	139,412
23	592,474	510,877	816,304	40,815	16,326	81,630	1,020,380	80%	520,394	235,135	142,200
24	604,323	521,094	832,630	41,632	16,653	83,263	1,040,788	80%	530,802	239,838	145,044
25	616,409	531,516	849,283	42,464	16,986	84,928	1,061,604	80%	541,418	244,635	147,945
26	628,738	542,146	866,269	43,313	17,325	86,627	1,082,836	80%	552,246	249,528	150,904
27	641,312	552,989	883,594	44,180	17,672	88,359	1,104,493	80%	563,291	254,518	153,922
28	654,139	564,049	901,266	45,063	18,025	90,127	1,126,582	80%	574,557	259,608	157,001
29	667,221	575,330	919,291	45,965	18,386	91,929	1,149,114	80%	586,048	264,801	160,141
30	680,566	586,837	937,677	46,884	18,754	93,768	1,172,096	80%	597,769	270,097	163,344

TOTAL	11,303,190	13,405,925	16,705,192	835,260	334,104		26,775,821		13,655,669	6,170,192	3,731,482
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ASC phase-in reflects annual 2% increase in conventional taxes AND Gross Rents
 Projected figures subject to rounding discrepancies

FISCAL IMPACT COST PROJECTION: MIXED RATE RENTAL UNITS

Block: 17301

Lot: 12

Loc: 160 LAFAYETTE STREET

Market Rate/Affordable Mixed Income Rental		Demographic Multipliers				Annual Expenditures		Total Annual Expenditures		
		Total								
Planned Development	Number of Units	Household	Students	Residents	Students	Per Capita Municipal	Per Pupil Per School District	Municipal	School District	Total
Studio	4	1.000	0.000	4.00	0.00	\$1,172.97	\$3,673.00	\$4,691.89	\$0.00	\$4,691.89
1 Bedroom	54	1.421	0.050	76.73	2.70	\$1,172.97	\$3,673.00	\$90,006.90	\$9,917.10	\$99,924.00
2 Bedroom	24	2.012	0.120	48.29	2.88	\$1,172.97	\$3,673.00	\$56,640.51	\$10,578.24	\$67,218.75
3 Bedroom	16	2.798	0.560	44.77	8.96	\$1,172.97	\$3,673.00	\$52,511.65	\$32,910.08	\$85,421.73
Studio (Affordable)	-	1.000	0.000	0.00	0.00	\$1,172.97	\$3,673.00	\$0.00	\$0.00	\$0.00
1 Bedroom (Affordable)	65	1.610	0.140	104.65	9.10	\$1,172.97	\$3,673.00	\$122,751.61	\$33,424.30	\$156,175.91
2 Bedroom (Affordable)	146	2.600	0.620	379.60	90.52	\$1,172.97	\$3,673.00	\$445,260.51	\$332,479.96	\$777,740.47
3 Bedroom (Affordable)	21	3.820	1.270	80.22	26.67	\$1,172.97	\$3,673.00	\$94,095.89	\$97,958.91	\$192,054.80
TOTAL	330			738.26	140.83			\$865,958.96	\$517,268.59	\$1,383,227.55

1. Total Municipal Ratables	\$6,093,045,337	4. CY 2016 Budget	\$570,918,095	6. Population of Jersey City		9. Increase in Services Incurred Per Development	\$1,383,227.55
2. Residential Ratables	\$3,281,646,604			(2014 Census)	262,146	10. Anticipated Gross PILOT (1st Year)	
Commercial Ratables	\$1,524,059,780			7. Per Capita Municipal Cost		<i>Annual Service Charge</i>	\$ 330,455.00
					\$1,172.97	<i>2% Admin</i>	\$ 6,609.10
				8. Annual Expenditures per Student		<i>Less Land Tax (77.01)</i>	(91,980.74)
3. Residential Ratables as a Percentage of Total Ratables	53.86%	5. Residential Portion	\$307,490,150		\$3,673.00	11. 1st Year Net PILOT	\$ 245,083.36
						12. Implied Surplus (Cost)	\$ (1,138,144.20)

EXISTING ASSESSMENT

LAND: 1,194,400.00
BLDG: 780,600.00

TIER 5B - FA (CO-TERMINOUS WITH HMFA MORTGAGE)

Rev. 8/09/17

HMFA

N.J.S.A. 55:14K-1 et seq.

(Affordable Housing)

Re: 160 Lafayette Street
Block 17301, Lot 12
Morris Canal Redevelopment Plan Area

PREAMBLE

THIS FINANCIAL AGREEMENT, [Agreement] made this ____ day of _____, 2017, by and between **160 LAFAYETTE ASSOCIATES, L.P.**, is a qualified housing sponsor under the New Jersey Mortgage Housing Finance Agency N.J.S.A. 55:14K-1 et seq., having its principal office 77 Park Street, Montclair, NJ 07042, and the **CITY OF JERSEY CITY**, a Municipal Corporation in the County of Hudson and the State of New Jersey, [City], having its principal office at 280 Grove Street, Jersey City, New Jersey 07302.

RECITALS

WITNESSETH:

WHEREAS, the Entity is the Contract Purchaser of certain property designated as Block 17301, Lot 12, more commonly known by the street address of 160 Lafayette Street, Jersey City, NJ, and more particularly described by the metes and bounds description set forth as Exhibit 1 to this Agreement; and

WHEREAS, this property is located within the boundaries of the Morris Canal Redevelopment Plan Area; and

WHEREAS, the Entity plans to rehabilitate five (5) historic buildings and complete twenty-nine (29) partially constructed buildings on the Property to create a total of 330 residential units of rental housing, consisting of 100 units of market rate rental housing; 230 units of low and moderate income rental housing; and 272 onsite parking spaces, of which 113 will be surface parking and 159 will be garage parking [Project]; and

WHEREAS, 160 Lafayette Associates, L.P., has applied for a 30 year tax exemption pursuant to the New Jersey Home Mortgage and Finance Agency [NJHMFA] and to secure funds from the NJHMFA in part to renovate the project; and

WHEREAS, the Deed Restrictions, NJHMFA Regulatory Agreement and Mortgage shall keep the project affordable until at least 2048; and

WHEREAS, on _____, 2017, the Entity's Application for a tax exemption for the Project and was approved by the City by the adoption of Ordinance _____; and

NOW, THEREFORE, in consideration of the mutual covenants herein contained, and for other good and valuable consideration, it is mutually covenanted and agreed as follows:

ARTICLE I - GENERAL PROVISIONS

Section 1.1 Governing Law

This Agreement shall be governed by the provisions of the New Jersey Housing and Mortgage Finance Agency Law, N.J.S.A. 55:14K-1 et seq., Executive Order of E.O. 15-007, and Ordinance _____, which authorized the execution of this Agreement. It being expressly understood and agreed that the City expressly relies upon the facts, data, and representations contained in the Application, attached hereto as Exhibit 3, in granting this tax exemption.

Section 1.2 General Definitions

Unless specifically provided otherwise or the context otherwise requires, when used in this Agreement, the following terms shall have the following meanings:

i. Agency- The New Jersey Housing and Mortgage Finance Agency.

ii. Annual Gross Revenue- The total gross income, including any and all revenue derived from or generated by the Project of whatever kind or amount, whether received as rent from any tenants or income or fees from third parties, including but not limited to fees or income paid or received for parking, laundry, or other services, including any Section 8 certificate revenue derived from the Project, including all rent and other income, with an allowable vacancy rate of up to 5%. However, it shall **EXCLUDE** the cost of gas, electricity, water and sewer charges, and other utilities.

iii. Auditor's Report - A complete financial statement outlining the financial status of the Project (for a period of time as indicated by context), which shall also include a certification of Total Project Cost. The contents of the Auditor's Report shall have been prepared in conformity with generally accepted accounting principles and shall contain at a minimum the following: a balance sheet, a statement of income, a statement of retained earnings or changes in stockholder's equity, statement of cash flows, descriptions of accounting policies, notes to financial statements and appropriate schedules and explanatory material results of operations, cash flows and any other items reasonably required by the City or its auditors. The Auditor's Report shall be certified as to its conformance with such principles by a certified public accountant who is licensed to practice that profession in the State of New Jersey.

iv. Certificate of Occupancy - Document, whether temporary or permanent, issued by the City authorizing occupancy of a building, in whole or in part, pursuant to N.J.S.A. 52:27D-133.

v. Default - Shall be a breach of or the failure of the Entity to perform any obligation imposed upon the Entity by the terms of this Agreement, or under the Law, beyond any applicable grace or cure periods.

vi. Entity - The term Entity within this Agreement shall mean 160 Lafayette Associates, L.P., which Entity is formed and qualified pursuant to Law. It shall also include any subsequent purchasers or successors in interest of the Project, provided they are formed and operate under by Law and the transfer has been duly approved by the City.

vii. Improvements or Project - Any building, structure or fixture permanently affixed to the land and to be constructed and tax exempted under this Agreement.

viii. In Rem Tax Foreclosure or Tax Foreclosure - A summary proceeding by which the City may enforce a lien for taxes due and owing by tax sale, under N.J.S.A. 54:5-1 to 54:5-129 et seq.

ix. Land Taxes - If applicable, the amount of taxes assessed on the value of land, on which the project is located. If Land Taxes are not exempt; however,

Land Taxes are applied as a credit against the Annual Service Charge.

x. Land Tax Payments - If the law requires, payments made on the quarterly due dates, including approved grace periods if any, for Land Taxes as determined by the Tax Assessor and the Tax Collector.

xi. Law - Law shall refer to the New Jersey Housing and Mortgage Finance Agency Law, N.J.S.A. 55:14K-1 et seq.; Executive Order 15-007, relating to long term tax exemption, as it may be amended and supplemented; Ordinance ____, which authorized the execution of this Agreement; and Ordinance 07-123, as may be amended or supplemented from time to time, which requires the execution of a Project Labor Agreement, and all other relevant Federal, State or City statutes, ordinances, resolutions, rules and/or regulations.

xii. Minimum Annual Service Charge - The Annual Service Charge shall be no less than the amount of conventional taxes otherwise due or the agreed upon sum of \$330,455.

xiii. Pronouns - He or it shall mean the masculine, feminine or neuter gender, the singular, as well as the plural, as context requires.

xiv. Substantial Completion - The earlier of five (5) years from the date of execution of the Financial Agreement or the determination by the City that the entire Project is ready for the use intended, which ordinarily means the date on which the Project receives, or is eligible to receive the last Certificate of Occupancy for the Project.

xv. Termination - Any act or omission which by operation of the terms of this Financial Agreement shall cause the Entity to relinquish its tax exemption.

ARTICLE II - APPROVAL

Section 2.1 Approval of Tax Exemption

The City hereby grants its approval for a tax exemption for all the Improvements to be constructed and maintained in accordance with the terms and conditions of this Agreement and the provisions of the Law which Improvements shall be constructed on certain property known on the Official Tax Assessor's Map of the City as: Block 17301, Lot 12, more commonly known by the street address of 160 Lafayette Street, Jersey

City, NJ, and described by metes and bounds in Exhibit 1 attached hereto.

Section 2.2 Approval of Entity

Approval is granted to the Entity whose Certificate of Formation is attached hereto as Exhibit 4. Entity represents that its Certificate contains all the requisite provisions of Law and has been filed with, as appropriate, the State Treasurer or Office of the Hudson County Clerk.

Section 2.3 Improvements to be Constructed

Entity represents that it will rehabilitate five (5) historic buildings and complete twenty-nine (29) partially constructed buildings on the Property to create a total of 330 residential units of rental housing, consisting of 100 units of market rate rental housing; 230 units of low and moderate income rental housing; and 272 onsite parking spaces, of which 113 will be surface parking and 159 will be garage parking, all of which is more specifically described in the Application attached hereto as Exhibit 3.

Section 2.4 Construction Schedule

The Entity agrees to diligently undertake to commence construction and complete the Project in accordance with the Estimated Construction Schedule, attached hereto as Exhibit 5.

Section 2.5 Ownership, Management and Control

The Entity represents that it is the Contract Purchaser of the property upon which the Project is to be constructed and shall acquire title to the property no later than December 31, 2017. The Entity shall provide a copy of the deed within 30 days of closing. The Entity represents that the Improvements will be managed and controlled by the Entity.

Section 2.6 Financial Plan

The Entity represents that the Improvements shall be financed in accordance with the Financial Plan attached hereto as Exhibit 6. The Plan sets forth estimated Total Project Cost, the amortization rate on the Total Project Cost, the source of funds, the interest rates to be paid on construction financing, the source and amount of paid-in capital, and the terms of any mortgage amortization.

Section 2.7 Statement of Rental Schedules and Lease Terms

The Entity represents that its good faith projections of the initial rental schedules and lease terms are set forth in Exhibit 7, attached hereto.

ARTICLE III - DURATION OF AGREEMENT

Section 3.1 Term

So long as there is compliance with the Law and this Agreement, it is understood and agreed by the parties hereto that this Agreement shall take effect immediately and remain in effect for the earlier of thirty-five (35) years from the date of the ordinance approving this tax abatement or thirty (30) years from the date of the recording of the permanent HMFA mortgage as funded and approved by the Agency. The tax exemption shall only be effective only while the Project is owned by an entity formed and operating as a housing sponsor under the Law and subject to an HMFA mortgage. Thereafter, the tax exemption shall expire and the land and improvements thereon shall be assessed and taxed according to the general law applicable to other non-exempt property in the City.

ARTICLE IV - ANNUAL SERVICE CHARGE

Section 4.1 Annual Service Charge

In consideration of the tax exemption, the Entity shall make the following payments to the City: 1) upon execution of the Financial Agreement, conventional taxes on the land and any existing improvements; 2) upon issuance of the first Certificate of Occupancy for any portion of the Project, the greater of: the amount of the conventional taxes otherwise due or \$330,455; and 3) upon the earlier of the issuance of the last Certificate of Occupancy for the Project or the commencement of the term of the HMFA permanent mortgage, the greater of: \$330,455 or 5% of the Annual Gross Revenue for the low and moderate income affordable units and 11% of Annual Gross Revenue for the market rate units. The Annual Service Charge shall be billed initially based upon the Entity's estimates of Annual Gross Revenue as set forth in its Financial Plan, attached hereto as Exhibit 6. Thereafter, the Annual Service Charge shall be adjusted in accordance with this Agreement.

In the event the Entity fails to timely pay the Minimum Annual Service Charge or the Annual Service Charge, the amount unpaid shall bear the highest rate of interest

permitted in the case of unpaid taxes or tax liens on land until paid.

Section 4.2 Administrative Fee

The Entity shall also pay an annual administrative fee to the City in addition to the Minimum or Annual Service Charge. This administrative fee shall equal to two (2%) percent of the Annual Service Charge and shall be payable and due on or before December 31st of each year and collected in the same manner as the Annual Service Charge.

Section 4.3 Land Tax Credit

If the Law requires the Entity to pay Land Taxes in addition to the service charges, then the Entity will be entitled to a land tax credit against the service charges. In order to be entitled to the credit, however, the Entity is obligated to make timely Land Tax Payments, in order to be entitled to a Land Tax credit against the Annual Service Charge for the subsequent year. The Entity shall be entitled to credit for the amount, without interest, of the Land Tax Payments made in the last four preceding quarterly installments against the Annual Service Charge. In any year that the Entity fails to make any Land Tax Payments when due and owing, such delinquency shall render the Entity ineligible for any Land Tax Payment credits against the Annual Service Charge for that year. No credit will be applied against the Annual Service Charge for partial payments of Land Taxes. In addition, the City shall have, among this remedy and other remedies, the right to proceed against the property pursuant to the In Rem Tax Foreclosure Act, N.J.S.A. 54:5-1, et seq. and/or declare a Default and terminate this Agreement. No land tax credit shall be applied for the cell tower ad valorem taxes.

Section 4.4 Quarterly Installments

The Entity expressly agrees that the Annual Service Charge shall be made in quarterly installments on those dates when real estate tax payments are due; subject, nevertheless, to adjustment for over or underpayment within thirty (30) days after the close of each calendar year. In the event that the Entity fails to pay the Annual Service Charge, the amount unpaid shall bear the highest rate of interest permitted in the case of unpaid taxes or tax liens on the land until paid.

Section 4.5 Material Conditions

It is expressly agreed and understood that the timely payments of Land Taxes, Minimum Annual Service Charges, Annual Service Charges, including adjustments thereto, Administrative Fees, and any interest thereon, are Material Conditions of this Agreement.

ARTICLE V - PROJECT EMPLOYMENT & CONTRACTING AGREEMENT / **SECTION 3 PROGRAM**

Section 5.1 Project Employment Agreement

In order to provide City residents and businesses with certain employment and other economic related opportunities, the Entity is subject to the terms and conditions of the Project Employment & Contracting Agreement, attached hereto as Exhibit 8.

ARTICLE VI - CERTIFICATE OF OCCUPANCY

Section 6.1 Certificate of Occupancy

It is understood and agreed that it shall be the obligation of the Entity to obtain all Certificates of Occupancy in a timely manner, as required. The failure to secure the Certificates of Occupancy shall subject the property to full taxation.

Section 6.2 Filing of Certificate of Occupancy

It shall be the primary responsibility of the Entity to forthwith file with both the Tax Assessor and the Tax Collector a copy of each Certificate of Occupancy.

Failure of the Entity to file such issued Certificate of Occupancy as required by the preceding paragraph, shall not mitigate against any action or non-action, taken by the City, including, if appropriate retroactive billing with interest for any charges determined to be due, in the absence of such filing by the Entity.

Section 6.3 Construction Permits

The estimated cost basis disclosed by the Entity's application and proposed Financial Agreement may, at the option of the City, be used as the basis for the construction cost in the issuance of any construction permit(s) for the Project.

ARTICLE VII - ANNUAL REPORTS

Section 7.1 Accounting System

The Entity agrees to maintain a system of accounting and internal controls

established and administered in accordance with generally accepted accounting principles.

Section 7.2 Periodic Reports

A. Auditor's Report: Within ninety (90) days after the close of each fiscal or calendar year, depending on the Entity's accounting basis that this Agreement shall continue in effect, the Entity shall submit to the Municipal Council, the Tax Collector and the City Clerk, who shall advise those municipal officials required to be advised, and the NJ Division of Local Government Services in the Department of Community Affairs, its Auditor's Report for the preceding fiscal or calendar year. The Auditor's Report shall include, but not be limited to: Rental schedule of the Project, and the terms and interest rate on any mortgage(s) associated with the purchase or construction of the Project and such details as may relate to the financial affairs of the Entity and to its operation and performance hereunder, pursuant to the Law and this Agreement.

B. Total Project Cost Audit: Within ninety (90) days after the Substantial Completion of the Project, the Entity shall submit to the Municipal Council, the Tax Collector and the City Clerk, who shall advise those municipal officials required to be advised, an audit of Total Project Cost, certified as to actual construction costs by an independent and qualified architect, utilizing the form attached hereto as Exhibit 9, and as to all other costs, certified its conformance with generally accepted accounting principles, by a certified public accountant who is licensed to practice that profession in the State of New Jersey.

C. Disclosure Statement: On the anniversary date of the execution of this Agreement, if there has been a change in ownership or interest from the prior year's filing, the Entity shall submit to the Municipal Council, the Tax Collector and the City Clerk, who shall advise those municipal officials required to be advised, a Disclosure Statement listing the persons having an ownership interest in the Project, and the extent of the ownership interest of each and such additional information as the City may request from time to time.

Section 7.3 Mortgage

Within ninety (90) days after the date the Entity closes on its loan with the

Agency, the Entity shall file with the City a fully executed copy of the Note and a recorded copy of the HMFA Mortgage.

Section 7.4 Inspection/Audit

The Entity shall permit the inspection of its property, equipment, buildings and other facilities of the Project and, if deemed appropriate or necessary, any other related Entity by representatives duly authorized by the City and the NJ Division of Local Government Services in the Department of Community Affairs. It shall also permit, upon request, examination and audit of its books, contracts, records, documents and papers. Such examination or audit shall be made during the reasonable hours of the business day, in the presence of an officer or agent designated by the Entity.

All costs incurred by the City to conduct the audit, including reasonable attorneys' fees if appropriate, shall be billed to the Entity and paid to the City as part of the Entity's Annual Service Charge. Interest shall accrue at the same rate as for a delinquent service charge.

ARTICLE VIII- LIMITATION OF PROFITS AND RESERVES

Section 8.1 Limitation of Profits and Reserves

During the period of tax exemption as provided herein, the Entity's return on investment shall be limited in accordance with the regulations and conditions imposed by the Agency pursuant to N.J.S.A. 55:14K-7(6) or any other Law applicable.

ARTICLE IX - ASSIGNMENT AND/OR ASSUMPTION

Section 9.1 Prior Approval of Sale

Any sale or transfer of the Project shall be void unless approved in advance by Ordinance of the Municipal Council. It is understood and agreed that the City, on written application by the Entity, will not unreasonably withhold its consent to a sale of the Project and the transfer of this Agreement provided 1) the new Entity does not own any other Project subject to long term tax exemption at the time of transfer; 2) the new Entity is formed and eligible to operate under the Law; 3) the Entity is not then in default of this Agreement or the Law; 4) the Entity's obligations under this Agreement are fully assumed by the new Entity; 5) the Entity pays in full the maximum transfer fee, 2% of the Annual Service Charge and 6) as to projects that are not Substantially

Complete, the Entity is comprised of principals possessing substantially the same or better financial qualifications and credit worthiness as the Entity.

Nothing herein shall prohibit any transfer of the ownership interest in the Entity itself provided that the transfer, if greater than 10%, is disclosed to the City in the annual disclosure statement or in correspondence sent to the City in advance of the filing of the annual disclosure statement.

Section 9.2 Transfer or Lease to Tax Exempt Organization or Public Body.

In the event that the Entity transfers, sells, demises, conveys, or in any manner relinquishes ownership or title, including a lease to the land or improvements, covered by this tax exemption agreement, to a tax exempt non-profit organization or institution, including any public body, during the term of the tax exemption agreement, that would adversely impact the City's anticipated economic interests by reducing in any way taxes or the service charge due the City under this agreement or by law, it is understood and agreed by the Entity that it first obtain the consent of the City to the transfer or lease. It is further understood that it may be grounds for the City to withhold its approval if the City's economic interests are adversely effected thereby.

ARTICLE X - COMPLIANCE

Section 10.1 Operation

During the term of this Agreement, the Project shall be maintained and operated in accordance with the provisions of the Law. Operation of Project under this Agreement shall not only be terminable as provided by N.J.S.A. 55:14K-1, et seq., as currently amended and supplemented, but also by a Default under this Agreement. The Entity's failure to comply with the Law shall constitute a Default under this Agreement and the City shall, among its other remedies, have the right to terminate the tax exemption.

Section 10.2 Disclosure of Lobbyist Representative

During the term of this Agreement, the Entity must comply with Executive Order 2002-005, and Ordinance 02-075, requiring Written Disclosure of Lobbyist Representative Status. The Entity's failure to comply with the Executive Order or the Ordinance shall constitute a Default under this Agreement and the City shall, among its

other remedies, have the right to terminate the tax exemption.

ARTICLE XI - DEFAULT

Section 11.1 Default

Default shall be failure of the Entity to conform with the terms of this Agreement or failure of the Entity to perform any obligation imposed by the Law, beyond any applicable notice, cure or grace period.

Section 11.2 Cure Upon Default

Should the Entity be in Default, the City shall send written notice to the Entity of the Default [Default Notice]. The Default Notice shall set forth with particularity the basis of the alleged Default. The Entity shall have sixty (60) days, from receipt of the Default Notice, to cure any Default which shall be the sole and exclusive remedy available to the Entity. However, if, in the reasonable opinion of the City, the Default cannot be cured within sixty (60) days using reasonable diligence, the City will extend the time to cure.

Subsequent to such sixty (60) days, or any approved extension, the City shall have the right to terminate this Agreement in accordance with Section 12.1.

Should the Entity be in default failure to pay any charges defined as Material Conditions in Section 4.5, or a sale of the Project occurs without the consent of the City, the Entity shall not be subject to the default procedural remedies as provided herein but shall allow the City to proceed immediately to terminate the Agreement as provided in Article XII herein.

Section 11.3 Remedies Upon Default

The City shall, among its other remedies, have the right to proceed against the property pursuant to the In Rem Tax Foreclosure Act, N.J.S.A. 54:5-1, et seq. In order to secure the full and timely payment of the Annual Service Charge, the City on its own behalf, reserves the right to prosecute an In Rem Tax Foreclosure action against the Project Area in accordance with Applicable Law, as more fully set forth in this Financial Agreement.

In addition, the City may declare a Default and terminate this Agreement. Any default arising out of the Entity's failure to pay Land Taxes, the Minimum Annual

Service Charge, Administrative Fees, or the Annual Service Charges shall not be subject to the default procedural remedies as provided herein, but shall allow the City to proceed immediately to terminate the Agreement as provided herein. All of the remedies provided in this Agreement to the City, and all rights and remedies granted to it by law and equity shall be cumulative and concurrent. No termination of any provision of this Agreement shall deprive the City of any of its remedies or actions against the Entity because of its failure to pay Land Taxes, the Minimum Annual Service Charge, Annual Service Charge, or Administrative Fees. This right shall apply to arrearages that are due and owing at the time or which, under the terms hereof, would in the future become due as if there had been no termination. Further, the bringing of any action for Land Taxes, the Minimum Annual Service Charge, the Annual Service Charge, Administrative Fees, or for breach of covenant or the resort to any other remedy herein provided for the recovery of Land Taxes shall not be construed as a waiver of the rights to terminate the tax exemption or proceed with a tax sale or Tax Foreclosure action or any other specified remedy.

In the event of a Default on the part of the Entity to pay any charges set forth in Article IV, the City among its other remedies, reserves the right to proceed against the Entity's land and property, in the manner provided by the In Rem Foreclosure Act, and any act supplementary or amendatory thereof. Whenever the word taxes appear, or is applied, directly or impliedly to mean taxes or municipal liens on land, such statutory provisions shall be read, as far as is pertinent to this Agreement, as if the charges were taxes or municipal liens on land.

ARTICLE XII- TERMINATION

Section 12.1 Termination Upon Default of the Entity

In the event the Entity fails to cure or remedy the Default within the time period provided in Section 11.2, the City may terminate this Agreement upon thirty (30) days written notice to the Entity [Notice of Termination].

Section 12.2 Voluntary Termination by the Entity

The Entity may after the expiration of one year from the Substantial Completion of the Project notify the City that as of a certain date designated in the notice, it

relinquishes its status as a tax exempt Project as of the 1st of January of the next ensuing year. The Notice of Termination must be received by the City no later than October 1st of the tax year preceding the calendar year in which the termination is to occur. As of the date so set, the tax exemption, the Annual Service Charges and the profit and dividend restrictions shall terminate.

Section 12.3 Final Accounting

Within ninety (90) days after the date of termination, whether by affirmative action of the Entity or by virtue of the provisions of the Law or pursuant to the terms of this Agreement, the Entity shall provide a final accounting to the City. For purposes of rendering a final accounting the termination of the Agreement shall be deemed to be the end of the fiscal year for the Entity.

Section 12.4 Conventional Taxes

Upon Termination or expiration of this Agreement, the tax exemption for the Project shall expire and the land and the Improvements thereon shall thereafter be assessed and conventionally taxed according to the general law applicable to other nonexempt taxable property in the City.

ARTICLE XIII - DISPUTE RESOLUTION

Section 13.1 Arbitration

In the event of a breach of the within Agreement by either of the parties hereto or a dispute arising between the parties in reference to the terms and provisions as set forth herein, either party may apply to the Superior Court of New Jersey by an appropriate proceeding, to settle and resolve the dispute in such fashion as will tend to accomplish the purposes of the Law. In the event the Superior Court shall not entertain jurisdiction, then the parties shall submit the dispute to the American Arbitration Association in New Jersey to be determined in accordance with its rules and regulations in such a fashion to accomplish the purpose the Law. The cost for the arbitration shall be borne by the Entity. The parties agree that the Entity may not file an action in Superior Court or with the Arbitration Association unless the Entity has first paid in full all charges defined in Article IV, Section 4.5 as Material Conditions.

ARTICLE XIV - WAIVER

Section 14.1 Waiver

Nothing contained in this Financial Agreement or otherwise shall constitute a waiver or relinquishment by the City of any rights and remedies, including, without limitation, the right to terminate the Agreement and tax exemption for violation of any of the conditions provided herein. Nothing herein shall be deemed to limit any right of recovery of any amount which the City has under law, in equity, or under any provision of this Agreement.

ARTICLE XV - INDEMNIFICATION

Section 15.1 Defined

It is understood and agreed that in the event the City shall be named as party defendant in any action by a 3rd party alleging any breach, default or a violation of any of the provisions of this Agreement and/or the provisions of the Law, the Entity shall indemnify and hold the City harmless against any and all liability, loss, cost, expense (including reasonable attorneys' fees and costs), arising out of this Agreement. The Entity agrees to defend the suit at its own expense. However, the City maintains the right to intervene as a party thereto, to which intervention the Entity consents; the expense thereof to be borne by the City.

ARTICLE XVI- NOTICE

Section 16.1 Certified Mail

Any notice required hereunder to be sent by either party to the other shall be sent by certified or registered mail, return receipt requested.

Section 16.2 Sent by City

When sent by the City to the Entity the notice shall be addressed to:

160 Lafayette Associates, LP
77 Park Street
Montclair, NJ 07042

and

New Jersey Housing and Mortgage Finance Agency
637 South Clinton Avenue
P.O. Box 18550
Trenton, NJ 08650-2085

unless prior to giving of notice the Entity shall have notified the City in writing

otherwise.

In addition, provided the City is sent a formal written notice in accordance with this Agreement, of the name and address of Entity's Mortgagee and Limited Partner, the City agrees to provide such Mortgagee and Limited Partner with a copy of any notice required to be sent to the Entity.

Section 16.3 Sent by Entity

When sent by the Entity to the City, it shall be addressed to:

City of Jersey City, Office of the City Clerk
City Hall
280 Grove Street
Jersey City, New Jersey 07302,

with copies sent to the Corporation Counsel, the Business Administrator, and the Tax Collector unless prior to the giving of notice, the City shall have notified the Entity otherwise. The notice to the City shall identify the Project to which it relates, (i.e., the Entity and the Property's Block and Lot number).

ARTICLE XVII-SEVERABILITY / TERMINATION

Section 17.1 Severability

If any term, covenant or condition of this Agreement or the Application, except a Material Condition, shall be judicially declared to be invalid or unenforceable, the remainder of this Agreement or the application of such term, covenant or condition to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby, and each term, covenant or condition of this Agreement shall be valid and be enforced to the fullest extent permitted by law.

If a Material Condition shall be judicially declared to be invalid or unenforceable and provided the Entity is not in Default of this Agreement, the parties shall cooperate with each other to take the actions reasonably required to restore the Agreement in a manner contemplated by the parties. This shall include, but not be limited to the authorization and re-execution of this Agreement in a form reasonably drafted to effectuate the original intent of the parties. However, the City shall not be required to restore the Agreement if it would modify a Material Condition, the amount of the periodic adjustments or any other term of this Agreement which would result in any

economic reduction or loss to the City.

ARTICLE XVIII - MISCELLANEOUS

Section 18.1 Construction

This Agreement shall be construed and enforced in accordance with the laws of the State of New Jersey, and without regard to or aid of any presumption or other rule requiring construction against the party drawing or causing this Agreement to be drawn since counsel for both the Entity and the City have combined in their review and approval of same.

Section 18.2 Conflicts

The parties agree that in the event of a conflict between the Application and the language contained in the Agreement, the Agreement shall govern and prevail. In the event of conflict between the Agreement and the Law, the Law shall govern and prevail.

Section 18.3 Oral Representations

There have been no oral representations made by either of the parties hereto which are not contained in this Agreement. This Agreement, the Ordinance authorizing the Agreement, and the Application constitute the entire Agreement between the parties and there shall be no modifications thereto other than by a written instrument approved and executed by both parties and delivered to each party.

Section 18.4 Entire Document

This Agreement and all conditions in the Ordinance of the Municipal Council approving this Agreement are incorporated in this Agreement and made a part hereof.

Section 18.5 Good Faith

In their dealings with each other, utmost good faith is required from the Entity and the City.

ARTICLE XIX - EXHIBITS

Section 19 Exhibits

The following Exhibits are attached hereto and incorporated herein as if set forth at length herein:

1. Metes and Bounds description of the Project;
2. Ordinance of the City authorizing the execution of this Agreement;

3. The Application with Exhibits;
4. Certificate of the Entity;
5. Estimated Construction Schedule;
6. The Financial Plan for the undertaking of the Project;
7. Initial Rental Schedules and Lease Terms;
8. Project Employment & Contracting Agreement;
9. Architect's Certification of Actual Construction Costs;
10. Written approval of HMFA mortgage loan, including the amount and term thereof;
11. Entity's Deed.

IN WITNESS WHEREOF, the parties have caused these presents to be executed the day and year first above written.

ATTEST:

160 LAFAYETTE ASSOCIATES, L.P.
By: RPM PARTNERS L, L.L.C.
Managing General Partner

SECRETARY

EDWARD G. MARTOGLIO
SOLE MEMBER

ATTEST:

CITY OF JERSEY CITY

ROBERT BYRNE
CITY CLERK

ROBERT J. KAKOLESKI
BUSINESS ADMINISTRATOR

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. 17-118

TITLE: 3.K. AUG 16 2017 4.K. SEP 13 2017

An ordinance approving a 30 year tax exemption for a mixed income affordable housing project to be constructed by 160 Lafayette Associates, L.P., a qualified housing sponsor under the New Jersey Mortgage Housing Finance Agency Law N.J.S.A. 55:14K-1 et seq.

RECORD OF COUNCIL VOTE ON INTRODUCTION AUG 16 2017 7-2											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN		✓		RIVERA		✓	
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 13 2017 9-0											
Councilperson <u>LAVARRO</u> moved, seconded by Councilperson <u>WATTERMANN</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

YVONNE BAKER
JAYSON BURG
LAVERN WASHINGTON
MIKE KULOWSKI
ELIZABETH KULINICH

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
GADSDEN				OSBORNE				WATTERMANN			
BOGGIANO				ROBINSON				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 13 2017 6-1-2											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN		✓		RIVERA	✓		
GADSDEN	ABSTAIN			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	ABSTAIN			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on AUG 16 2017

Adopted on second and final reading after hearing on SEP 13 2017

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 13 2017

Robert Byrne
Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President
Date SEP 13 2017

APPROVED:

Steven M. Fulop, Mayor
Date SEP 15 2017

Date to Mayor SEP 14 2017

City Clerk File No. Ord. 17-120

Agenda No. 3.M. 1st Reading

Agenda No. 4.M. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 17-120

**TITLE: ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 122
(CIRCUSES, CARNIVALS AND PUBLIC ASSEMBLAGES) OF THE
JERSEY CITY MUNICIPAL CODE**

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY HEREBY ORDAINS:

WHEREAS, to build community ties and allow neighbors to get to know one another, block and neighborhood associations host many events throughout the year, including block parties; and

WHEREAS, in order to allow neighborhood and block associations to host block parties during a broader portion of the calendar year, the window during which block party permits may be issued should be expanded from September to November.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Jersey City, that:

- A. The following amendments to Chapter 122 (Circuses, Carnivals and Public Assemblages) of the Jersey City Municipal Code are hereby adopted:

CHAPTER 122 Circuses, Carnivals and Public Assemblages

§122-1. Through §122-7. No Change.

§122-8. Block Parties; definition; regulations; hours; approval; exemption from fees.

- A. A block party means a block party sponsored by a block association which has registered its organization with the Mayor's Action Bureau. A block party is organized for the purpose of stimulating civic pride and/or conducting a block cleanup. It shall be intended for public good and not for private affairs, e.g., family reunions, birthday parties, and weddings.
- B. A block party shall be open to all residents of the block and surrounding neighborhood. There shall be no sale of food, wares, or beverages at a block party. (Note: Such events are considered festivals and require a Festival Permit from the Division of Commerce.) Alcohol shall not be permitted at a block party. Cooking shall be limited to no more than four barbeque units and the block association shall assume all responsibility and liability for the distribution and operation of such units and all food.
- C. The hours, days, and months of operation for block parties shall be limited to 12:00 noon to 6:00 p.m., Saturdays and Sundays, during the months of May through ~~September~~ October.
- D. Block associations may apply for up to two block parties per year. Applications will be available from the Division of Cultural Affairs. In addition to approval by the Division of Cultural Affairs, an application must be approved by the J.C.P.D. District Commander for the district in which the block party is requested. Applications must be made at least three weeks in advance of the anticipated block party date and shall be accompanied by a fifty dollar (\$50.00) application fee.

**ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 122
(CIRCUSES, CARNIVALS AND PUBLIC ASSEMBLAGES) OF THE
JERSEY CITY MUNICIPAL CODE**

- E. Other than the above application fee, the block association shall be exempt from all other municipal fees required for the operation of a block party, e.g., street closing permit fee, but shall not be exempt from obtaining any such required licenses, permits, and approvals.
- B. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.
- C. This Ordinance shall be a part of the Jersey City Code as though codified and fully set forth therein. The City Clerk shall have this Ordinance codified and incorporated in the official copies of the Jersey City Code.
- D. This ordinance shall take effect at the time and in the manner as provided by law.
- E. The City Clerk and Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this Ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

NOTE: All new material is underlined; words in ~~brackets~~ are omitted.
For purposes of advertising only, new matter is indicated by **boldface**
and repealed matter by *italic*.

8/11/17

APPROVED AS TO LEGAL FORM

APPROVED: _____

Corporation Counsel

APPROVED: _____
Business Administrator

Certification Required ☐

Not Required ☐

ORDINANCE FACT SHEET

This summary sheet is to be attached to the front of any Ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the Ordinance.

Full Title of Ordinance

ORDINANCE AMENDING CHAPTER 122 (CIRCUSES, CARNIVALS AND PUBLIC ASSEMBLAGES) OF THE JERSEY CITY MUNICIPAL CODE

Initiator

Department/Division	City Council	City Council
Name/Title	Michael Yun	Councilman, Ward D
Phone/email	(201) 547 5485	MYun@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

This ordinance would allow Block Party permits to be issued for parties happening from May through the month of October. Currently, block parties may only be permitted from May through the end of September.

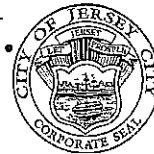
I certify that all the facts presented herein are accurate.

Signature of Department Director

08/11/2017

Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. 17-120 3.M. AUG 16 2017 4.M. SEP 13 2017
TITLE:

An ordinance amending and supplementing Chapter 122 (Circuses, Carnivals and Public Assemblages) of the Jersey City Municipal Code.

RECORD OF COUNCIL VOTE ON INTRODUCTION AUG 16 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMEN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 13 2017 9-0											
Councilperson <u>WATTERMEN</u> moved, seconded by Councilperson <u>OSBORNE</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMEN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
GADSDEN				OSBORNE				WATTERMEN			
BOGGIANO				ROBINSON				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 13 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMEN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on AUG 16 2017
Adopted on second and final reading after hearing on SEP 13 2017

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 13 2017

Robert Byrne
Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date

SEP 13 2017

APPROVED:

Steven M. Fulop, Mayor

Date

SEP 15 2017

Date to Mayor

SEP 14 2017